

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, August 17, 1999, at 7:00 p.m.

**Present:**

Vincent Villella,	Supervisor
James Lull,	Councilman
Philip Cardinale,	Councilman
Mark Kwasna,	Councilman
Christopher Kent,	Councilman

**Also Present:**

Barbara Grattan,	Town Clerk
Adam Grossman, Esq.,	Town Attorney

Councilman Kent called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited, led by Guy and Stephanie Cawley.

Councilman Kent: "Guy, you and Stephanie have to go to the microphone. Whenever you're ready.

We're going to step down here; we're going to award the Employee of the Quarter. So could Labor/Management Committee and Guy please stay up here and, Stephanie, please stay up here."

Madelyn Sendlewski: "Good evening everybody. My name is Madelyn Sendlewski. I'm the Co-Chair of the Labor/Management Committee for the Town of Riverhead. The Labor/Management Committee members that we have are Barbara Grattan, Maureen Fagen, Jim Lull and Jack Hansen.

We have the distinct pleasure and indeed it really is a pleasure (inaudible) one of which is naming the Employee of the Quarter. That employee is nominated by their supervisor or department head and obviously it's an honor that's bestowed upon the employee for performing in an exemplary fashion.

Guy's already down here; he led us in the Pledge of Allegiance so we've had his wife, Stephanie, and his son, Zachary, and baby on the way all up here. I would ask that first off join me in giving him a big round of applause.

If I invited all the family members down here, the entire room would be empty and you'd all be down here because he's got big support back there, I think it's terrific. He works under the supervision of Danny Danowski (phonetic) and Danny said that he would like to say a few words so, Danny, if you will."

Danny Danowski (phonetic): "Okay, good evening. On behalf of Ken Testa and the rest of the Buildings and Grounds crew, I'd like to take this opportunity to congratulate Guy on being the recipient of the Employee of the Quarter award. He is (inaudible) he is a true asset to the town. Thank you."

(Unidentified): "Guy, we're going to give you this proclamation also."

(Proclamation was read at this time)

Guy Cawley: "I'm not supposed to really say anything, but thank you anyway. That's all I was going to say. But I just want to put this out (inaudible). Thank you."

Unidentified: "Not only does Guy get the proclamation, he gets a \$100 savings bond and a day off with pay."

Supervisor Villella: "As you can see, I was at the high school, at the library, the kids-- there's about 700 kids that were there with their parents. It was a great sight to see. There's a certain amount of books that they had to read over the summer and I had to pick the winner for Supervisor of the Day and the name is David Guttty (phonetic). So I'm looking forward to it. We're going to have a lot of fun."

So we have to read the Reports. Is that next, Barbara? Approve the minutes."

Councilman Lull: "So moved."

Supervisor Villella: "Is there a second?"

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes;

Villella, yes. The minutes are approved."

Supervisor Villella: "Can you please read the Reports?"

**REPORTS:**

Juvenile Aid Bureau	Monthly report for July, 1999
Receiver of Taxes	Utility collections report for July
Sewer Department	Discharge monitoring report for July
Bid openings	Portable air compressor opened on 8/12/99, one bid was received
	Digital mugshot system, opened on 8/9/99 at 11:00, two bids were received
	1999 ½ ton 2-wheel drive standard cab pickup, opened on 8/9/99 at 11:05, three bids were received
	Road and drainage project at Jamesport, opened 9/13-- that should be 8/13/99 at 11:00, seven bids were received

Barbara Grattan: "That concludes Reports."

Supervisor Villella: "Thank you, Barbara. Can you please read the applications?"

**APPLICATIONS:**

Shows & Exhibition Permit	North Fork Classic Horse Show on August 24 to August 28 from 7:00 a.m. to 7:00 p.m. at BJ Farm in Jamesport
Shows & Exhibition Permit	Timothy Hill Children's Ranch - September 24, 25, 26 - country and western day and fall festival at

Middle Road, Riverhead

Shows and Exhibition  
Permit

Riverhead Foundation for Marine  
Research Foundation - 5K foot race  
November 14, 1999 from 10:00 a.m.  
to noon

Barbara Grattan: "That concludes Applications."

Supervisor Villella: "Thank you, Barbara. Can you please read  
the Correspondence?"

**CORRESPONDENCE:**

Mary Lewin	Regarding people using her driveway as a turn around to get to Edwards Avenue, requesting the Town Board for move sign
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John Raynor	Regarding Route 25A at Wading River
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Jody Adams	Regarding the animal shelter
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James Hayes, President Jamesport East Property Owners Association	Regarding the flooding problem in Jamesport
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Petition	From 37 residents requesting for the installation of a traffic light at the corner of Riverside Drive and East Main Street
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Installation of new traffic signs  
indicating the sharp bend on River-  
side Drive as well as enforcement  
of the speed limit signs

Petition	With 85 residents signing request- ing a trip traffic light on the corner of Edwards Avenue and Sound Avenue, Baiting Hollow
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Barbara Grattan: "That concludes Correspondence."



Supervisor Villella: "Thank you, Barbara. Any Committee reports?"

Councilman Cardinale: "Yes, the Route 58 Committee is meeting Monday, September 20th. We expect within 10 days thereafter to, hopefully, get something to the Board in regard to that question and that issue.

The Cablevision contract will be submitted-- we expect to-- in rough-- in draft form to Cablevision within the next two weeks and I understand that the aquarium is going to close next week. Is that right?"

Supervisor Villella: "That's what they're saying; they're coming in."

Councilman Cardinale: "So those bits of news for the town."

Supervisor Vilella: "Be great. Any other Committee reports?"

Councilman Kent: "The Recreation Advisory Committee met on August 9th. The topics of discussion were-- we just-- I think we're finally coming to an end with the discussion of the ramp at Reeves Beach and we are discussing the development of a park at Calverton, a town park at Calverton, and also the development of a skate park that would be located either at Stotsky Park or at the Calverton property."

Supervisor Villella: "Okay, thank you. Okay. Well, why don't we-- public comment on any resolution. You could come up and speak on it."

Councilman Kent: "Just before we do that I'd like to say that there has been a resolution added-- "

Supervisor Villella: "Oh yes, we have one added. I'm sorry. Chris, do you want to go ahead with that?"

Councilman Kent: "Yes, this resolution is the-- it's a bonding resolution for the purchase of an ambulance for the Riverhead Town Volunteer Ambulance Corps. It bonds \$120,000 for the purchase of an ambulance. We are not anticipating to spend \$120,000, but we're bonding that for-- to cover the cost of the vehicle plus any contingencies that may arise. So that is a resolution that's not in the packet but was discussed at our work session yesterday and was

drafted after the close of the agenda. So it is added to the packet."

Supervisor Villella: "Thanks, Chris."

Councilman Kent: "Also I should note that if anybody-- I don't think anybody's really going to speak on it but Resolution 742 is being withdrawn. It was appointing a seasonal laborer. The seasonal laborer has withdrawn his name for consideration so we're going to withdraw the resolution."

Supervisor Villella: "Do you have any other resolutions, guys?"

Councilman Lull: "We have two tabled ones that are coming off the table. That's all."

Supervisor Villella: "Table, yes, the tabled ones we can go on. At least we talked about that last meeting. Mr. Amper?"

Richard Amper: "My name is Richard Amper. I'm executive director of the Long Island Pine Barrens Society and I'm here to speak to Resolution 781. I want to go to the merits of the application here tonight, rather the appropriate process for the review of the final environmental impact statement for the proposed Traditional Links."

In such an important and widely publicized issue as this one, the Town Board deserves a flawless document with which to make its decision. It's very, very important and I think that your legal research will affirm that the Town Board needs a document it can use to make what we like to call an enlightened and reasoned elaboration supporting any decision that you may ultimately make.

I'm looking at the resolution and the fifth Whereas indicates that the Planning Department has reviewed the final environmental impact statement and has indicated that the document addresses that significant commentary made upon the DEIS by the involved agencies and parties of interest as identified by the lead agency and does so, and I want to quote this portion in particular, in a level of detail as to allow the preparation of a finding statement which, as you know, will govern your final decision.

Now, I don't know about you folks, you have a lot more to read than we do, but I must tell you that the depth and breath of this environmental impact statement has been impossible to digest in the very little time that we've had and I dare say that it can't be

expected that every one of the members of this Town Board has, in fact, had an opportunity to thoroughly analyze the document to determine whether it does indeed rectify the questions raised during the DEIS process by the public in a level of detail so as to allow the preparation of a finding statement.

I would also advance that all of you are aware of the-- I would want to say unprecedented-- at least sharp contrast in views in terms of the scientific evidence that at some point or other you're going to have to weigh between independent environmental folks who don't make a dollar more or less whether or not a parcel is developed and folks that are expected to work for a developer and, in fact, advance his interest.

You've got to sort that out and I think you're entitled to the best information you can possibly get. I think it's information that you want. There is no call for rejecting a final environmental impact statement just because these conflicts exist. You wouldn't want to do that. But neither would you want to move ahead and design a finding statement on the basis of a document where these discrepancies exist and you are all aware of them.

Do we think that this document adequately reconciles those to-- in the level of degree or detail so as to allow the preparation of a finding statement? I don't know. It looks to us for all the world as though the mitigation measures are inadequately-- inadequate, possibly fatally under SEQRA. But I don't know and it wouldn't be fair and we're trying to make certain not just that we have a fair process, but that we have a legal process and that there is a public perception of a fair process.

That's very important for all of us to understand that as much information as we can get, including independent scientific information. How can you people be expected to reconcile conflicts in testimony when you haven't really had a chance to go through the entire document and some of it is beyond your and, quite frankly, my scope of knowledge.

We don't want to see us accept a-- anything less than a perfectly comprehensive document for us to move to the FEIS-- I mean to the designing of a finding statement on.

You folks know at least that there are discrepancies that need to be reconciled. We ought to go out and publicize the availability of

this, let the community help you be thoroughly informed, obtain the expertise we need, hold a public hearing at which people would address not whether this is a good project or a bad project or whether a family is good or bad, but whether indeed we have enough information to make an informed decision, one that will serve the community and one that will survive legal tests. Let's do it right. Everybody is watching, paying attention, everybody's gone out of their way to try to be thorough but you know and I know the discrepancies exist and it's not reasonable for you to move ahead now. Even if you extend the comment period to September 10th, and say that you know for a fact on the basis of your reading of this FEIS, that, in fact, these discrepancies have been reconciled or at least all the questions answered.

I want to give you time and us time and let me tell you, land is not preserved by delay. We want this matter resolved as quickly as possible because until the zoning matter is resolved, we'll never know whether we can get this land preserved. So there's no effort on our part to delay. We are also not asking, absolutely asking you to do anything other than allow sufficient time for you to satisfy yourself that the questions raised by the community have been adequately addressed in the FEIS and that really would require your reading the document. And I don't think-- I don't expect you to have done it at this point but neither do I expect you to accept a document as adequate that you haven't had the time to read.

Moreover, if you know there are discrepancies and I don't think there's any one of you that doesn't see that there are at least discrepancies that have to be resolved, and you know that there are discrepancies, and you are knowingly accepting a flawed document, that you're putting the town in a very precarious legal situation which I know that you don't mean to see happen.

So we're asking you here tonight, not in any way, shape or form, for any indefinite delay on this process. We're not asking you to reject the FEIS because none of us knows whether it deserves to be rejected or not. We're asking you to engage the public, allow the proper public participation in the process so that you can be thoroughly informed by expert testimony to the town, by (inaudible) of a public hearing. We're asking you simply to table the resolution for not more than 30 days so that you are thoroughly informed with what's in front of you, so that we are, and so that the community can work with this Town Board to make the right, the legal, and the best possible decision, with the best document that you can have to make it

fly. Thanks very much."

Supervisor Villella: "Don't clap. You've got to be fair here. Yes."

Alpa Pandya: "Hellp. Hello. Hello, my name is Alpa Pandya. I'm with the Nature Conservancy and I also am speaking tonight about Resolution 781. I'm here because we're very concerned with the property and the unique and globally rare species natural heritage has already found on the site.

I know we, who have been assessing and managing critical habitats on Long Island for 45 years, have not been afforded enough time to review the approximately 17 lbs of the FEIS and I strongly suspect that there are a lot of other town agencies, maybe you guys, and other interested parties who have not been able to really digest everything that's in this document.

We also join the Pine Barrens Society and many other environmental groups of Long Island in asking that the Town Board table accepting the FEIS until you, the Town Board, the appropriate agencies and interested parties can review the document thoroughly and assess whether it truly addresses the serious concerns that have been raised in the draft EIS. Thank you."

Supervisor Villella: "Thank you. Rolph?"

Rolph Kestling: "Rolph Kestling, Wading River. I have just a question on Resolution 793."

Councilman Kwasna: "What's the question, Rolph?"

Rolph Kestling: "Okay. I looked in the book, see, now a whole bunch of pages, but I still couldn't figure out what they're planning to do there."

Councilman Lull: "A storage shed."

Rolph Kestling: "Oh, a storage shed. Why don't they just put down storage shed."

Supervisor Villella: "That's too easy, Rolph."

Rolph Kestling: "I mean four or five pages, elevation, and

this."

Councilman Lull: "It's government language. You know what it's like."

Rolph Kestling: "Yeah, I thought, you know, something big going in. I never see a posted sign or anything like that. And I look up in the book, waste of time. Okay. Thank you."

Supervisor Villella: "You got your point across, Rolph. That's good. Anyone else like to speak? I see a hand-- yes, Sal?"

Sal Mastropolo: "Sal Mastropolo, Calverton. Resolution 746, awards bid for 1999 ½ ton 2 wheel drive standard cab pickup. Why aren't we going out for bid on the year 2000 truck, number one, and number two, if that's the same vehicle as the open bids, why the discrepancy between bid amount \$16,835 and the accepted bids, and \$17,000 and change in the book under that resolution?"

Councilman Kwasna: "I believe because well, first of all, they need the truck right away and that's why they went with the '99. And bids, I think, that came in lower were for a 2,000, is that correct?"

Councilman Kent: "Right. But they had to wait six months or something?"

Councilman Kwasna: "They had to wait six months to get it with the lowest bid was a 2000."

Sal Mastropolo: "Okay, well then why does 746 say that-- \$17,795 when the bid received from Dyer Motors is \$16,835? Why the discrepancy there?"

Councilman Kwasna: "That's the 2000-- I mean that's the year 2000."

Sal Mastropolo: "It doesn't say that. It say 1999 ½ ton two wheel drive standard drive cab pickup."

Barbara Grattan: "That's what the bid was for. That's why-- it's the title of the bids now-- it was for a 1999-- "

Sal Mastropolo: "Well, then-- "

Councilman Kwasna: "But they did it a 2000."

Barbara Grattan: "But they did it on 2000."

Sal Mastropolo: "All right, then if these are public documents and they're going to go into public record then this should say that the bids that were received were year 2000 vehicles so that way later on somebody doesn't say, well, hey, how come the bid amount was \$16,000 and change and the resolution is \$17,795."

Supervisor Villella: "Good suggestion, Sal."

Sal Mastropolo: "Okay. 748, authorization to bid. Is that for a '99 as well or 2000?"

Councilman Kwasna: "It says '99."

Supervisor Villella: "It says '99."

Councilman Lull: "We're still off the '99 state contract. Correct. I think we're still buying off the state contract."

Supervisor Villella: "They're in surplus and we're getting them for less money. I think that's the reason, Sal, instead of waiting for-- "

Sal Mastropolo: "No, you're getting them for more money than you would have gotten the year 2000, you probably would have gotten it for \$1,000 cheaper."

Supervisor Villella: "We had to wait six-- you're right."

Sal Mastropolo: "Which brings up another question. Are these replacement vehicles or (inaudible) add news. In other words, we're going to add two vehicles to the fleet or are we replacing?"

Supervisor Villella: "Replacing."

Sal Mastropolo: "And they have to be replaced that fast?"

Supervisor Lull: "One vehicle seized and the other vehicle was transferred to another department."

Sal Mastropolo: "Okay. Resolution 761. The attachment, okay,

it's Chapter 107 but yet the attachment is 105. Okay. It looks like somebody copied the attachment from Resolution 758. Again, if it's going to public record, let's get the right attachment to the resolution. The book has 105 dot 2 1 something."

Councilman Kent: "Which number are you looking at, I'm sorry?"

Supervisor Villella: "761."

Sal Mastropolo: "761 has an attachment in the book and the attachment is Section 105.2.1. Okay. Now, is it the wrong attachment or is it the wrong number? Because the verbage is exactly the same as Resolution #758."

Councilman Kent: "We're changing a lot of sections of the code requiring letters of credit instead of performance bonds. There's a number of them in a series and what happened is probably the attachments-- just the wrong attachment."

Sal Mastropolo: "Okay. Resolution 777. Declares lead agency on a special permit site plan of Dr. Judy Emanuele."

Councilman Kent: "Can you check that out? Excuse me. Let's go back-- can you check that one on the wetlands? I think that is Chapter 107. Because then it talks about water districts rather than-- "

Sal Mastropolo: "Right. It looks like they copied the attachment from 105."

Supervisor Villella: "We should let you read the final EIS."

Sal Mastropolo: "If you want to hire me as an auditor-- that's fine. Resolution 777-- "

Supervisor Villella: "Good."

Sal Mastropolo: "Shouldn't that require a public hearing? It's changing residential to some kind of business district for a doctor's office. There's no mention in the resolution about a public hearing."

Supervisor Villella: "After the Planning Board, then they make it. All right, we're just referring it to the Planning Board right now."



Councilman Kent: "Yes. We're just declaring lead agency. We're saying that we're the ones responsible for the SEQRA record and then we're referring this to the Planning Board for their review and determination."

Sal Mastropolo: "Okay. Well, there was one before that, declares lead agency of special permit of Pamela Boyle and refers to the Planning Board but that one specifically said that it would go to public hearing. This one doesn't say that. That's why I brought it up."

Supervisor Villella: "This is a special permit petition. Both of them are."

Sal Mastropolo: "Well, then there's inconsistency in how we're writing our resolutions. It's either special things go to a public hearing or they don't. Why are we inconsistent on the two of them?"

Supervisor Villella: "I'd like to find that out myself, Sal. Could we have an answer to this? Anyone here help us out? Rick, anyone?"

Councilman Lull: "The Planning Board has already that one."

Supervisor Villella: "It says refer it to Planning Board though. It says the same exact thing. Where did he go? Did you follow him-- I guess he'll be right back. Had to get the files on it. Anyone else like to speak in the meantime? Yes?"

Louise Harris: "Good evening. My name is Louise Harris and I'm an ecologist and a (inaudible) consultant. And I would like to say to you tonight that I agree with the Pine Barrens Society and the Nature Conservancy. I think it would be a very good idea if you would table the resolution on accepting the FEIS for Traditional Links tonight.

I've had extensive experience with SEQRA working for many agencies including New York State Department of State, the DEC, Suffolk County Office of Ecology for six years, and others and I'm very familiar with the SEQRA process. I also know that the more publicity and the more public attention is given to a project, the sounder it is to be very careful on procedural issues with SEQRA. It's almost always a procedural thing that lands a municipality into court. And I think it's a good idea to take a step back and look at this document and make sure that it has enough in it for you people--

you may not be scientists, you're attorneys, you have other professions, but EIS's are supposed to be written so that the lay public can understand them and that people in your position can feel comfortable that you have enough information to make the right decision.

It's not enough for you to feel that you can just rely on in house experts. You've got to feel like you understand it yourselves and that's why they're written in the vernacular or they're supposed to be.

So take a look at it yourself and see. Do I feel comfortable with this document as the basis of an incredibly important decision I'm going to make that's going to get a lot of public attention? If you don't, there are remedies for this. SEQRA will allow you to hire an outside consultant who can look at the document and find out if it's flawed or not. Find out where it needs to be beefed up. Where the questions are. Are there discrepancies? Can they be resolved or not? And give you a leg up on understanding what these 17 pounds of words are all about. So that you can feel comfortable in the decision that you're making.

Please table this decision tonight. Give us all a chance. We'll pitch in. If you allow the public to get involved, we'll come to the hearing. We'll offer our expertise. There are plenty more of us out there who can help with this. But what I don't think you want to do is just layer on 100 more pages of public testimony onto what you've already had and call that a final environmental impact statement either. Because that's just going to raise more questions. Let's make sure the document itself is good. And have a public hearing. Let's just feel that we have the right information before you take a tremendously large step.

And I thank you for listening to me tonight."

Supervisor Villella: "Thank you. George?"

George Schmelzer: "This schoolhouse, is that down near the river?"

Supervisor Villella: "What did he say?"

Councilman Kent: "The schoolhouse, yes."

George Schmelzer: "Yeah, how much is the bid to fix it?"

Councilman Lull: "Too much."

Supervisor Villella: "It was too much."

Councilman Kent: "I think it was \$64,000 and we had-- the proposed budget was about 68 with contingency. So we are rejecting the bid."

George Schmelzer: "Why don't you get a quonset hut, put right around it and leave the thing where it is? A quonset hut would keep the weather out forever. Open up both ends, you could walk in both ends, never get wet-- why not do that? It would be cheaper?"

Supervisor Villella: "It would look great."

George Schmelzer: "Huh?"

Councilman Kent: "Do you really want an answer to that question?"

George Schmelzer: "Yeah, please."

Councilman Lull: "They want to use it, George, and the floor is deteriorated."

George Schmelzer: "Well, they could still use it. It's just the roof, a round roof."

Councilman Kent: "That might compromise its historical integrity."

George Schmelzer: "That's a quonset hut. I don't mean a square one. A round one, with open end. That's all you need."

Councilman Kent: "If we can find a quonset hut that dates back to the time the schoolhouse was constructed, it might be appropriate. Do you know of any that go back to-- what year was that?"

George Schmelzer: "Well, then you can't use boards and paint and nails that go back that far. Then you've got to save the historical (inaudible) lumber yard. Take the nails out of it first. You always want to save historical stuff, why did you knock it down

for? Really."

Councilman Kent: "What did we knock down?"

George Schmelzer: "(inaudible) lumber yard buildings. You want-- had historical boards there, historical nails, anything you wanted is historical, see. I don't know what you want to do, really. Do you know yourself what you want to do?"

Councilman Kent: "Yeah, we're working on it. We're trying to figure out what we want to do."

George Schmelzer: "Yeah."

Councilman Kent: "It's not always so easy. It's not black and white."

George Schmelzer: "Now, these-- about the golf course. Is that what they're taking about?"

Councilman Kent: "Traditional Links."

George Schmelzer: "Yeah. Now, usually these people are experts, they know everything. But, now, all of a sudden they can't read right, see. Something they don't like, they can't read or write, need somebody else to look it over. They accuse the Town Board of not knowing anything. Any other time, the Town Board agrees with them, the Town Board knows everything. But this time, they try to find some excuse to put a hold on it. They can't find any so they're just begging for you to delay it so they can find somebody to back themselves up whether they (inaudible) or not. That's all."

Councilman Kent: "Thank you, George."

Supervisor Villella: "Thank you, George."

George Schmelzer: "Yeah. The Nature Conservancy-- they don't pay any taxes anyway, they shouldn't be given any consideration anyway. They're a bunch of moochers. They've got big salaries (inaudible). Let them tell you what the big salaries are. Maybe Mr. Amper will tell you what his salary is. I wonder if he will. Well-- "

Supervisor Villella: "Thank you, George. Rick, you've got the

answers to those or are you going to take him out? Don't hurt him now, just take him out easy."

George Schmelzer: "Hurt who?"

Supervisor Villella: "Not you, George. Sorry, George, I didn't mean that."

George Schmelzer: "Freedom of Information doesn't apply to these weasels who want to kill everything. See. Doesn't apply."

Supervisor Villella: "Thank you, George."

George Schmelzer: "Thank me-- you're trying to cut me off."

Supervisor Villella: "We're trying-- that's the same thing, right?"

George Schmelzer: "Yeah, I know. Somebody else wants to speak tonight, you go to them first. Yeah, okay. I'm not done yet. I'll speak later."

Supervisor Villella: "You can come back-- yes, I know you've got something that you want to talk about."

George Schmelzer: "Oh yeah. Yeah. Something that you don't know about either. Okay, thank you."

Supervisor Villella: "Thanks, George. Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. I want to go to resolution 747. On July the 30th, I thought that this boat problem was all settled. Now, I was the only one that showed up for the public hearing and there was some young lady here that I've never met before and don't know who she is, and she told me that they had a grant of \$51,000 to buy this boat and they had pictures of the boat-- "

Councilman Kwasna: "That's what it is, Steve, but we have to go out to bid on the boat. We can't just go out and buy any boat that somebody shows us a picture of. We have to go out to bid to make sure we get the lowest price on it. Yes, the grant and everything is settled. We have the money to purchase the boat but we have to go out to bid."

Steve Haizlip: "Wait a minute. (Inaudible) add \$6,000 to buy this boat so which comes to \$57,000. So if the money was there and the grant is there and we have to pay him \$6,000-- "

Councilman Kwasna: "That's the match-- "

Supervisor Villella: "That's to match-- "

Steve Haizlip: "Then it should be seven. There shouldn't be no public hearing and it was disclosed at that table, that date, that there would be a public hearing after this."

Councilman Kwasna: "No. There is no public hearing."

Steve Haizlip: "Well, the public hearing was there when I was there."

Councilman Kwasna: "Right. That was the public hearing. But now we're going out to bid. That's all this resolution says."

Steve Haizlip: "Well, why you're bidding when the price was already given? I don't understand."

Supervisor Villella: "Would anyone like to explain the bidding process to Steve?"

Steve Haizlip: "There's something here that I don't like. If you can explain it, go ahead."

Supervisor Villella: "Anyone like to explain it? Jack, that's your bag of tricks there."

Councilman Kent: "I wouldn't describe it a bag of tricks."

Supervisor Villella: "Well, he's going to explain it to you, Steve."

Councilman Kent: "His area of expertise."

Steve Haizlip: "Well, I'm going to listen very closely."

Jack Hansen: "The public hearing talked about the estimated cost of the particular watercraft and-- "

Steve Haizlip: "-- estimated cost?"

Jack Hansen: "The estimated cost and what we have to do is we have to bid that particular boat with the specifications that everyone wants to have. When that bid comes in, then the Town Board decides whether or not that number is an appropriate number. You have to have everyone to be able to bid on it. That's what we're doing."

Supervisor Villella: "Steve, does that help? You can talk again."

Steve Haizlip: "I don't know. Full disclosure isn't being done after hearing. According to that police personnel that was there that day-- "

Councilman Kent: "Wait a second now. Did the bid-- are you saying that the bid came in lower-- the bid came in lower than the estimated cost?"

Supervisor Villella: "We didn't bid yet."

Steve Haizlip: "There was no bids. It was \$51,000 in grant and \$6,000 we had to put up. The boat is \$57,000 and some odd-- whatever it was. And the (inaudible)-- "

Councilman Kent: "How much does a microphone cost?"

Steve Haizlip: "Hey, I'd rather owe it for you (inaudible)."

Adam Grossman: "Steve, maybe I can clarify this. I was at the public hearing along with yourself and I do remember there was a discussion of a price for the boat and I think as Jack said we did have an estimate of what the cost would be. But you are correct, that wasn't explained during that public hearing that we subsequently would be going to bid on the actual purchase."

Steve Haizlip: "Adam, that's what I was looking for and thank you very much."

Supervisor Villella: "Thank you, Steve. You did-- "

Steve Haizlip: "Right. Now, now, I'm sorry about that-- "

Supervisor Villella: "Who was in charge of that?"

Councilman Kent: "Capt. Hagermiller."

Supervisor Villella: "It was just a slight-- "

Steve Haizlip: "I'd like to go into this 764. I know what it's all about and I see that you're taking action to stop the county legislators accusing us of (inaudible) assessments and getting loans and then the county is thinking that you are erroneously billing-- the bill on to the taxpayers and the county thinks you're trying to make them look bad and so now I'm well aware of what it is. Adam and I went over it and he explained it at the last meeting and I wish the county would lay off and get this thing settled and tell us-- let us have our municipality do the taxing and let them put in the tax warrant. And when they put in their tax warrant then we'll pay them and leave us alone and let us make up our tax bills the way they should be."

Supervisor Villella: "You're right, Steve."

Steve Haizlip: "That-- I think that covers it, Vinny."

Supervisor Villella: "You did a good job. Anyone else before Sal? He was up. Sid?"

Sid Bail: "Good evening. Sid Bail, President of Wading River Civic Association. I'd like to make a comment about resolution 781. I respectfully request that you hold off on approving the FEIS tonight. I think it's wise to give the public community more time to become familiar with it and I think as it was pointed out by some earlier speakers, to give you the decision-makers, some more time to make a truly important decision. Thank you."

Supervisor Villella: "Sal?"

Sal Mastropolo: "Sal Mastropolo, Calverton. Rick Hanley did explain, okay, the confusion about the public hearing."

Supervisor Villella: "Well, I like to know about it."

Sal Mastropolo: "Okay, well, one of the earlier resolutions, I think it was 773 or 774 which called for rezoning already had been to the Planning Board so it was a public hearing. The one that I noticed had not been to the Planning Board, so that's what why there was no public hearing. So the confusion was on my part between having been to the Planning Board and going to the Planning Board."



Councilman Lull: "As a matter of fact, Sal, 775, 776, 777 were all the same thing."

Sal Mastropolo: "Yeah, they were all worded exactly the same. Okay. So-- "

Supervisor Villella: "No, but thanks for bringing that up and thanks, you know, we got it clarified. Bill Talmage and then Bill. He's first."

Bill Talmage: "Hi guys. Bill Talmage from Baiting Hollow. I want to talk about delay. Back when we were doing the list for the 2% transfer tax, I appeared right here and I was very concerned that it was-- we didn't want to be on the list for 2% transfer tax because we knew the tactics that are employed by these groups. They try to delay you, delay you, and delay you until you say uncle and finally sell to the government. We don't want to sell our farm.

Thursday a guy from the county comes and says I'm here to do an appraisal on your property. I've got to get on your land to do the appraisal. I said, but we're not for sale. He said we're doing an appraisal anyway. And the arrogance of the government is just amazing. It's our ancestral home. We've been there for six generations. We don't want to sell our land.

I don't know any other ways to say it. They sent us a letter saying do you want to sell your land? We sent it back, and said no. When I said we don't want to be on this list, Vinny, you said you're being paranoid. Don't worry. Don't worry. Well, exactly what I was worried about has been occurring.

We have spent nine months writing an 18 pound document responding to false things that were submitted on the DEIS and it's in the EIS how they arranged those false things to be created. Now we've got another delay being proposed. And they're going to try to force us off our ancestral land. And that's wrong. And every farmer and every land owner in Riverhead should be concerned about that when the government is being pushed to delay legal use of your property so that the government can buy your property. And, you know, we were told, hey, the 2% program is a voluntary program. Don't worry. Don't worry. Well, we were put on the list for that voluntary program against our will. And here we are. More delays.

It's no secret that Mr. Amper and his minions want to buy our

land-- want the state to buy our land. The idea is to just delay us, delay us, delay us until we have no options left. And we submitted a document, it's a good document. The comment period-- SEQRA requires the comment period begins after acceptance of the document, not before. And these are the people that submitted all this false stuff on the DEIS. I don't want any help from them. Thanks."

Supervisor Villella: "Thanks, Bill. Bill?"

William Kasperovich: "William Kasperovich, reside herein the Riverhead township. 792 deals with \$2,000,000. I thought it be important enough to take a look and as I read through here for the class of objects or purposes of paying the cost of the drainage improvements throughout and in and for the Town of Riverhead, Suffolk County, New York. The point I'm questioning is the wordage of town versus township. I don't live in the Town of Riverhead. I live in the Town of Wading River but I am in the Riverhead township. So what-- the Town of Riverhead is not the township of Riverhead and as I read through this, I don't see-- I can't understand why the sentence I just read shouldn't read the township of Riverhead. That would include all of the Town of Riverhead. So this resolution-- "

Supervisor Villella: "Is that technical Adam or-- "

William Kasperovich: "-- Mr. Cardinale, since I see you have proposed this resolution, I would appreciate some clarification on that."

Supervisor Villella: "It says Town-- he wants us to say township."

Adam Grossman: "Bill, I just want to comment on one aspect of the issues that you've raised. It does-- a little bit confusing-- the meaning of the word town. The town of Riverhead includes lots of different hamlets including Wading River, where you live, Baiting Hollow, Jamesport, several different communities. Those communities are all part of the town of Riverhead. The only way in which they would have a separate legal definition is if they were incorporatated villages in the town of Riverhead, which they are not as there are in other towns. So, in fact, the proper wording should be the town of Riverhead and it may refer to a hamlet but any other reference to a township for example, like you mentioned the township of Wading River, would not be suitable in this document. The town of Riverhead, anything within our jurisdiction in any of the hamlets that I

mentioned and others are part of the town of Riverhead. There is no subdivision in terms of the government (inaudible) within the town. So you're correct when you bring up the issue that township really is the proper word. It should be only referenced as the Town of Riverhead. Does that clarify anything for you?"

William Kasperovich: "If I saw someplace in the whereas and whereas defining this as you relate it to me, I could then see the further use of the word town of Riverhead. But since there is no such definition of the usage of the expression town of Riverhead, this, I think, is somewhat misleading."

Councilman Cardinale: "He (inaudible) amendment. We should just amend it to township and just move on."

Adam Grossman: "Anyplace in the document where it refers to a township should be (inaudible) and I can review the resolution before we (inaudible)."

Councilman Cardinale: "That sounds like a wonderful-- "

Supervisor Villella: "That sounds good."

Councilman Lull: "That's exactly what Bill is saying."

Adam Grossman: "Okay, very good. Thank you."

William Kasperovich: "All right. Resolution 793-- "

Supervisor Villella: "Same thing. Yes, Bill."

William Kasperovich: "I'm using this particular resolution as an example since in this evening's resolutions there's several other similar situations. In the second whereas so forth and so forth and so forth, and as prepared by Martin Sendlewski, and as recommended to the Town Board. Now, we have in our township a very fine talented man who we are proud to have and keep his office in downtown Riverhead, is my knowledge a registered architect, usually uses the letters "RA". Now, if you leave out any of the letters after his name of what he is legally involved-- legally permitted to be involved in, the resolution is written as just a ordinary man off the street by the name of Martin Sendlewski."

Supervisor Villella: "See where he's coming from?"

Councilman Lull: "Yes. He's saying that when you use somebody who has a title, a title that has applicability to the resolution, then it should be involved in the resolution and I agree with him."

Supervisor Villella: "Yes. One hundred percent right, Bill. You're two for two."

Councilman Lull: "I'm sorry-- what I said, Bill, was you were suggesting that someone who has a title that is applicable to that particular resolution, the title should be noted on the resolution. And you're right."

William Kasperovich: "Well, and any other place that a man is using his license, the letters should go after his name so we know he is legally entitled to perform an act in this scope of work."

Supervisor Villella: "Thank you, Bill."

William Kasperovich: "Right. That's it for this evening."

Supervisor Villella: "Okay, thank you. Could I just ask-- what troop is that just came in? What troop?"

Unidentified: "This is Boy Scout troop from Baiting Hollow scout camp. The gentlemen here are all doing part of their communications merit badge for which they have to attend a town meeting or a (inaudible) community merit badge, again, to attend a town meeting to see how government works and learn by the experiences that they (inaudible)."

Supervisor Villella: "They're going to get a good experience tonight."

Councilman Kwasna: "They'll never want to come to another Town Board meeting."

Supervisor Villella: "I want to thank all of you for being here. This is great. This is great. I wish we had more seats for you. I hope the Fire Marshal is not here tonight. Is he here? No. Good. Okay, Bill, thank you. Anyone else like to speak on the resolutions? Yes, Ken? We're going to take a break before we go into the resolutions."

Ken Baxt: "Good evening. Which microphone? I'd just like to

Speak quickly to resolution #781--"

Barbara Grattan: "Could I have your name, please?"

Kenneth Baxt: "Kenneth Baxt. First of all, the gentleman who got up earlier and said that well, we don't know if it's a good document or a bad document is the same gentleman that was quoted in the paper in last week's News Review as saying, quote unquote-- or two weeks ago, it's a total waste of paper. Well, I guess when he said it's a total waste of paper, he didn't really know, but might as well make a comment that, you know, speaks well in the press and drums up this, you know, this anti-effort.

And this idea about let us help you and we're not in for delay is absolutely absurd and I'm just going to give you a quick synopsis of what the group of people that I think you know are involved here have done in the interests of delay.

In May of 1998 when this project was scoped and the Town was meeting to determine what it was we should be studying, the Long Island Botanical Society, namely Mary Laura Lamont, was communicating with the Natural Heritage Program and they wrote her a letter and told her about a quote unquote coastal oak beech forest which is-- now we find out to be pine trees and oak trees and beech trees and why don't you share this with interested parties. Does she? No. Does she give it to the Town or the Town Planning Department or maybe the applicant? No.

So in September when we're now drafting the draft environmental impact statement, we write a letter to the Natural Heritage Program, the same organization that she got the letter from in May and we said tell us what you know about our property and they spit out a database report and they sent it to us. Does it say anything about a coastal oak beech forest? No. So we submit our draft impact statement and we include the information that the Natural Heritage Program gave us. And then the very people who supposedly knew about some internal workings on a coastal oak beech forest come screaming into Town Hall at our DEIS hearing and accuse the document of being completely flawed because we didn't talk about a coastal oak beech forest.

So then we have a comment period which ended as you recall on February 2nd. Well, two days before on January 29th, a letter comes out of Natural Heritage Program written by a staff (inaudible) and it's addressed to (inaudible). Not to the town, not to the applicant,

(inaudible). And he then submits that to the town during the written comment period. So we say, well, that's interesting. I wonder how that all came to be? And a couple days later, we get a printed out database report updated to include all this information that was in this letter two days before from Heritage to Lamont. So we're kind of baffled here finding out all this new information two days before our comment period ends so we do a little research and we find out that on January 29th on the very day that Adele Olivero (phonetic) from NHP wrote a letter to (inaudible) he called her and he gave her all the information that she then wrote him and said they knew about our property.

And, not only did we find out about it but they gave us a copy of the phone memorandum. Adele Olivero (phonetic) takes written phone records of who she speaks to and what they tell her. And it's in the FEIS and you all know that.

So, he calls her and says here's what I know about the property and then she writes back and says to him well, here's what we know about the property. And all of a sudden, our maps get redrawn-- this one maritime beech forest on the steep north facing bluffs is all of a sudden being drawn inland.

So, well, talk about the delays it caused. It caused six months of delay. What did we do? Despite all of their protestations that we wouldn't let anybody on the site, which you know to be untrue, we've had all of the Town Board members on the site, we invited NHP on the site. We asked them why they didn't come and tell us about what they knew. We asked them why they didn't come to us in the summer of '98 when they were on Long Island looking at, you know, other properties. And they told us they were warned away from our property. Well, they didn't call us and say could we just come over and see it. So we called them and said why don't you come over and see it? And they came. A senior staff (inaudible) came to our site in March of 1999. And upon seeing it realized that much of what he had been told was false. So in May of 1999, they issued another data base report correcting all of the inaccuracies that they had been provided back as early as March and January and last year.

So this concept that these people are going to help us complete this document, that they're not interested in delay, is absurd. We have had way too much delay to date. It's time for action. Accept the FEIS, reject the FEIS, but it's time to take action. It's time to make a decision. It's time-- the time for delay is past. It is not

warranted. Thank you."

Supervisor Villella: "Thanks, Ken. Anybody else want to speak on-- "

Councilman Lull: "Vinny, can I interrupt just a second?"

Supervisor Villella: "Yes."

Councilman Lull: "Rick, I realize we've got a lot of people in here but could you do a real favor and try and keep the handicap door under control? Okay?"

Richard Amper: "It wouldn't be useful to engage in a debate here, now, apart from the things that were said earlier. What I want to say to you more than anything else has nothing to do with just our time. It's the town's time. It's been explained to you that these people had a team of folks that took nine months to prepare a submission for you. Nine months. We deserve one month to be able to react to it and so do you. And we are not serving the developer any better than we're serving the environmentalists if we don't do this right. That's all."

Supervisor Villella: "Anyone else like to speak on-- George?"

George Richmond: "Mr. Supervisor, I'd like to thank the Councilman for clearing the handicap door but I must call to your attention the same as I did in Jamesport, that this is a clear violation of the Public Assembly Law and the Fire Safety Law. I'm all in favor of these young gentlemen getting their badges, there's about 18 seats that are unoccupied here in the audience that some of the adults that are standing up along the wall could sit down and these young gentlemen could get close to the wall."

Supervisor Villella: "We even have some seats up front here. I'd be glad to have-- "

George Richmond: "Well, if something happened here right now, sir, you'd be in-- "

Supervisor Villella: "In trouble."

George Richmond: "-- trouble."

Supervisor Villella: "We have to go by the law. Young gentlemen, just take some seats anywhere. This way you can relax. Thank you, George. There's some seats up front here, too. Front row seats. There's no popcorn though but there's front row seats."

Councilman Kwasna: "That's better. Now you're more comfortable. Are we going to take a break now or what are we going to do?"

Supervisor Villella: "If there's no more, we're going to take a break. It has to be a quick one, 10 minutes. A 10 minute break. Is there any other person who would like to speak on the resolutions? Jim?"

Jim Flood: "Jim Flood, Aquebogue. My first question is, Vinny, what is the story with this closing of Grangibel Park? Can you just give us a little background on that?"

Supervisor Villella: "Is Ken Testa here tonight? No. Okay. First of all, we have a problem with bulkheading. Some of the footbridges are weak and we have grant money. We're going to go in there and start fixing it up in the near future and we're just going to close off certain areas so people can't walk right into that area where it's, you know, dangerous."

Jim Flood: "When is the work going to start?"

Supervisor Villella: "It won't start probably for another 45 days but we have to start preparing. We have to get people to go in there, get bids and everything. It's going through the process."

Jim Flood: "Well, what exactly is going to get done then? What kind of bids, you know, what are you bidding for exactly?"

Supervisor Villella: "Well, we're going through the process, Jim. When that comes to that point, we'll let you know."

Jim Flood: "Well, then why-- "

Supervisor Villella: "We have to fix up the park."

Jim Flood: "Why are we closing the park now?"

Supervisor Villella: "Is there a concern that you have for



closing the park?"

Jim Flood: "I'm asking you, sir. Why are you closing the park?"

Supervisor Villella: "Me, personally, closing the park? I'm not closing the park."

Jim Flood: "No. I'm asking you as the Supervisor of the Town, why the town is closing the park. Is there something that the town engineer found between let's say the last meeting and this meeting that would make it emergent that we erect a fence to close the park?"

Supervisor Villella: "Erect a fence? What kind of fence are you talking about?"

Jim Flood: "Well, you know exactly-- you're the one that's talking about putting up a fence."

Supervisor Villella: "No, no. You're putting words. It's not-- all it is, it's a gate."

Jim Flood: "It's a fence. You're putting up a fence."

Supervisor Villella: "Not around the whole park. No, Jim."

Jim Flood: "No, are you putting up a fence? What type of fence is it going to be?"

Supervisor Villella: "Yes, we are putting up-- the town is putting up fences in certain areas, yes. So people don't go into--"

Jim Flood: "Then you are erecting a fence."

Supervisor Villella: "-- so the people aren't going into the dangerous areas where there's no bulkheading, they can't fall into the water. The dam-- we have special-- from the DEC, that we have to either-- we had divers go down to make sure that it was structurally safe. We found out it's 80% safe. They're doing an emergency process for us to fix up the dam. We're waiting for the permits from the DEC, Army Corps of Engineers, and we're doing bulkheading. That's it. It's a safety issue. I don't see any problem with that. I'm trying to protect the kids. One kid died already. I don't want to see another one there. Okay?"

Jim Flood: "Well, I understand that-- "

Supervisor Villella: "Well, thank you."

Jim Flood: "I understand a child died there."

Supervisor Villella: "Right. So we're trying to protect that situation."

Jim Flood: "So what happened between the time that the child died and today. I mean there was no fencing put up there. It was just-- "

Supervisor Villella: "There was a very weak fence, you're absolutely right. And it was terrible and that's the reason why we're taking the bull by the horns now and we want to make sure that it's safe."

Jim Flood: "Well, is there something that the town-- I'm asking you. Did the town engineer come out with a report in the last two weeks? I mean why didn't you do this two weeks ago or four weeks ago? What I'm saying is, that why are you closing the park months before this work is going to get done? That's my question. Especially in the summertime."

Supervisor Villella: "Well, if you'd like, you can speak to Ken Testa on that. He has all the information on that; I don't."

Supervisor Villella: "You're the Supervisor so you should know was there a report that crossed your desk in the last two weeks or four weeks that said that there's an emergency situation that you have to erect a chain link fence in the park in the center of town?"

Supervisor Villella: "No, there isn't anything in writing as of right now except for the plan, the map and everything."

Jim Flood: "Well, if there's nothing in writing then maybe you can express to us what concerns the town engineer gave you that you felt that you have to now close the park."

Supervisor Villella: "Well, he was down there, Jim, he was down there at the park when we met with the Business Improvement District people, the Chief, myself, and it's a dangerous situation. Have you been there lately?"

Jim Flood: "Yes, I have been there."

Supervisor Villella: "Good. Thank you."

Jim Flood: "My next question is about the radio station RIV. What-- can you explain what's happening with that?"

Supervisor Villella: "Well, the situation with that right now is the sewer department-- the sewer district, we are expanding it and we have to move the tower to another spot."

Jim Flood: "Why do we as the town have to move the tower to another spot?"

Supervisor Villella: "Because the contract that Mr. Joe Janoski did in the past, I thought we would just continue it and help out being that WRIV is our home town station and I think that we should try and help out without any cost to the town."

Jim Flood: "Well, how's it not going to be a cost to the town? Where are we moving it?"

Supervisor Villella: "To town property."

Jim Flood: "Where is that town property?"

Supervisor Villella: "Well, tomorrow they're going out for a survey on North Osborne Avenue, the water district."

Jim Flood: "And how much land do we have to clear for that tower?"

Supervisor Villella: "We're not clearing it."

Jim Flood: "How much land would the tower need clear?"

Supervisor Villella: "Three acres."

Jim Flood: "Three acres. So we're going to clear three acres of town property and how much income do we get from the RIV tower income?"

Supervisor Villella: "The original contract was \$5,000 a year."

Jim Flood: "Okay. And wasn't there an accelerator clause that was supposed to do every year based on a-- based on an economic indicator? And have we raised his rent over those years?"

Supervisor Villella: "I don't believe so. I really don't know. Adam? Did you see that contract?"

Adam Grossman: "The lease was for 15 years at the rate of \$5,000. Not \$5,000 a year. I'm not sure if there was an accelerator clause-- accelerator provision, but what we're doing is we're determining (inaudible) a new lease drawn up and what the rent is going to be. The lease is up to the Town Board-- the other party, WRIV, to ask them what the amount is going to be."

Jim Flood: "You know, it sounded like today that RIV is going to be in court with us trying to sue us. Is that correct? Has the town been served any papers?"

Adam Grossman: "No."

Supervisor Villella: "No."

Jim Flood: "All right. And are we sure that our legal process is the correct process and by using the term abandonment, we're not going to get sued later on for an improper eviction where we might get charged as you know, three times the damages."

Adam Grossman: "All I can say about that is I think you're pretty familiar with anybody can sue anybody if they're so inclined. We could end up that this would be in litigation. I think we're going to try to avoid that in any way that we can. The Supervisor has indicated that he's attempting to see if he can come up with a solution of the problem."

Jim Flood: "What I don't understand is why the town? I'm sorry Vinny, did you say something?"

Supervisor Villella: "Yeah, I did."

Jim Flood: "And what was that that you said? I didn't hear."

Supervisor Villella: "I'm surprised you don't understand. Go ahead."

Jim Flood: "Well, maybe you can clear it up for me. Why, why does a town entity, a government entity, get involved in finding a place for a private radio antenna? That's what I need to know."

Councilman Cardinale: "Jim, maybe I can clarify the two issues you brought up. We had comment-- similar discussion on both at the work session. In the first instance-- the first issue you brought up, Mr. Lull and Mr. Villella had a similar discussion to yours and Mr. Villella's today. And basically I think what we're passing today and I understand it and I've stated publicly at the work session is that on account of engineering concerns which were specified by Testa to the work session and we should close the park, that's what I understand anyway. And I suggested since it's really not a political issue at all. It's a safety issue. That we could close the park in those areas that according to the view of the engineer require closing for safety consideration.

As to the second issue which you're bringing up, I understand that RIV has received notice and under the lease as required to move their tower. We have to get in there to do the construction. We also would prefer not to have to take down the tower of our home town radio station, but we are not as far as I understand, paying for any portion of the move. We are trying to facilitate the move. We are trying to find a place which would be acceptable and as a replacement in the best interests of the town and to keep the radio station but unless I'm missing something here, we're not paying for the clearing, we're not paying for the take down of the antenna.

In fact, if we are forced to take it down because WRIV is unable to do so within the time frame that is necessary, we will pay for the take down but they will pay back that take down cost according to the lease before they receive the antenna back. Indeed the lease as I understand it indicates that the property-- the antenna can be considered abandoned.

The last thing I want to say is I share your concern about, you know, getting-- the last thing this town needs is more litigation. And I asked specifically Dick Ehlers, Counsel to the Sewer District, are we on firm ground if we're forced to declaring it, you know, abandoned? He indicated absolutely. I still don't want to do that. I can see the owner of RIV right there. He's a town resident; it's an asset to the town. If we can possibly avoid it, we will. But the alternative is not very happy either. The alternative is if the construction is delayed there will result to the town significant loss

in regard to penalties that we'll have to pay the construction people.

So we're trying to work something out. But I don't-- I hope Vinny is saying, and he indicated to me a moment ago that he is saying, we're not going to pay for clearing the land. We're not going to pay for moving the antenna. That's the function of private industry as you correctly point out."

Jim Flood: "Okay, I have another question and the question is if we're going to-- let's say the town and I completely disagree that we should provide RIV with three acres of land in order to put up a tower for whatever his rent is going to be which is only \$5,000 a year when we're renting one piece of one little-- one little piece of a water tower for many, many more thousands of dollars per year and then do we really-- are we standing on or is Mr. (inaudible) standing on firm financial ground when in the past he has been late with his rent, sometimes as many as \$2,000 or \$3,000 late on a \$5,000-- "

Councilman Cardinale: "Again, I agree with you. We should not lease property at less than the fair market value and I would expect that the lease would reflect the fair market value. It would be a new lease; it's a new site."

Jim Flood: "Okay. And lastly when you call RIV our home town station, Vinny, it's a home town station for you when on every morning, you know, you can shake your head, but-- "

Supervisor Villella: "I am."

Jim Flood: "-- there's two morons on there in the morning that take a woman who is-- take a woman who is-- let me finish."

Councilman Kent: "You're trying to make a lot of friends here."

Supervisor Villella: "You're doing a great job. Keep on going, I love it."

Jim Flood: "Yeah, well, you know what? These two-- these two people have criticized a woman who is running for town office, criticized her personally, criticized the way she looks, criticizes the way she acts, tells people on the radio that she spit to clean up a peep show when the peep show finally open and use barnyard noises and (inaudible) sounds in the background to talk about a person who is running for office. And shortly before you go on the air, 15 minutes

later, to give your weekly, you know, radio free Vinny speech. So I'm telling you right now that I think that-- "

Supervisor Villella: "I can't let the people in town know what's going on?"

Jim Flood: "You know, I would personally feel embarrassed to go on after these people behave the way they do."

Supervisor Villella: "Well, if you listened, I told them that-- didn't I say that on the station that's not called for, when I went on. Did you hear that?"

Jim Flood: "Well, you know, if you hear it, why do you even appear on our home town station when they're taking-- you know, I don't care if they criticize a person's political view and my political view and hers are pretty much opposed in many, many areas. But I certainly would respect (a) a citizen of the town of Riverhead and (b) a woman in the town of Riverhead. And for you to go on afterwards and talk about political things basically, I would-- you know, I would think that you would have made a better decision."

Lastly, so I don't have to come back, I just don't understand why you in a year-- in the political season would be foolish enough to be driving your town car to political functions on a Sunday. I just-- I don't just understand that. You know, that's our money that you're burning up to promote yourself and I completely disagree with that. Thank you."

Steve Haizlip: "The Supervisor is on duty 24 hours a day."

Supervisor Villella: "Steve, that's okay. He's in his own world. Eddie?"

Edward Densieski: "Edward Densieski, township of Riverhead. Good evening Town Board. I just have two simple questions. Will the repairs at the park be done by the country fair? You know, will the park be open for the country fair or not?"

Supervisor Villella: "That area where the animals are, yes. It won't be done-- no, the work's not even going to be done probably until in the spring, it will be all completed. There's a lot of work."

Edward Densieski: "And secondly, I would like to accept WRIV's rent to Riverhead town. I think that's great. Did anybody ever consider the landfill? There wouldn't be any clearing. No one's going to use the site for anything else."

Supervisor Villella: "It's a very good suggestion, Ed. I did ask that question but the FCC wouldn't allow it because it affects Connecticut stations. But you're absolutely right. That was a good suggestion."

Councilman Kent: "It's outside of the (inaudible) where they're allowed to locate. There's-- "

Councilman Lull: "Eddie, there's another question about that, too, and Bruce does not want to go through this again. He does not want to sign a lease for town property and have it closed on him again and we are going to be either closing or reclaiming the landfill within a few years and at that particular point we don't know what of the landfill we will need and have to have free for the heavy equipment that will be there. So we can't know about that."

Edward Densieski: "Thank you, Jim. Thank you Board members."

Supervisor Villella: "Anyone else like to speak? Barbara?"

Barbara Mongoliet: "It's not about the sign, Vinny?"

Supervisor Villella: "No. We're going to take a 10 minute break before-- "

Barbara Mongoliet: "It's not about the sign. I talked to Chris about-- "

Supervisor Villella: "Is this on resolution? I forgot all about that. Okay."

Barbara Mongoliet: "You were talking about the reconstruction of Grangibel Park. Is that the footbridges, the bulkheading-- is that also going to include lighting and being properly patrolled at night time so the park can be given back to all the people of Riverhead?"

Supervisor Villella: "Thank you, Barbara. You're absolutely right."



Barbara Mongoliet: "Okay, thank you."

Supervisor Villella: "You hit it right on the head."

Barbara Mongoliet: "Yeah, well, I think that park was given to the town of Riverhead, to the people. All the people should have that park not just a select few."

Supervisor Villella: "George, is it on a resolution?"

George Schmelzer: "On this so called Grangibel Park. A few years back when that kid drowned, I was told where this (inaudible) is goes to quite a depth. So I told them they should take smooth rocks about the size of a fist or coconut, fill it in, and then the rest of the water, fill in with egg shape, egg size, smooth stones up to low tide level. Nothing was done."

Supervisor Villella: "George-- "

George Schmelzer: "You can still do that. What the hell's going on?"

Supervisor Villella: "Watch your-- wait, there's kids here. George, we took your recommendation. Ken Testa took it to the DEC and if they can approve it, we're going to do it."

George Schmelzer: "Don't ask them; just do it."

Supervisor Villella: "Well, you've got a good point there."

George Schmelzer: "You go to the DEC and ask them somebody has to use the woods for a latrine, they'd say no. But do it anyway, see. Then they say nothing. Now down in Calverton south of the river, they have-- "

Supervisor Villella: "George, George, George."

Unidentified: "George, boys are in here."

Supervisor Villella: "Ladies, everybody."

George Schmelzer: "Well, they're supposed to learn."

Councilman Kent: "They're at Baiting Hollow; they know what a

latrine is."

Supervisor Villella: "Yes. They know what an outdoor latrine is."

George Schmelzer: "I told the DEC what do you do about restrooms. Oh, they can hold it in a boat. I said if that was private you wouldn't let them. Besides you think they're just feeding the fish? Nuts."

Supervisor Villella: "George, the Board is going to take a 10 minute break and then we're going to come back and do the resolutions."

George Schmelzer: "I thought you had one already."

Supervisor Villella: "No, no, that was your break. We're going to take one now. Okay, it would be 10 minutes."

Recess: 8:30 p.m.

Reopen: 8:40 p.m.

Supervisor Villella: "We're going to start the meeting again. We're going to start off with the Community Development Agency resolutions."

Meeting closed: 8:40 p.m.

Meeting reopened: 8:44

Supervisor Villella: "741, Barbara."

Resolution #741

Councilman Cardinale: "This is a resolution which adopts policies under the federal excess property program. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #742

Councilman Kent: "742 will be withdrawn."

Supervisor Villella: "It's withdrawn."

Barbara Grattan: "That's right."

Resolution #743

Councilman Kwasna: "This ratifies an employee in the Department of Senior Citizens Programs to-- oh, reclassifies an employee. She's going from a mini-bus driver to food service worker. So moved."

Councilman Kent: "Can I ask on this-- discussion on this?"

Supervisor Villella: "She does want to do it."

Councilman Kent: "Did we receive a written request?"

Supervisor Villella: "She was out of work today but she told Judy that she does want to do it."

Councilman Kent: "Did we receive a written request, requesting a change of title for this position? Do you know? This is a demotion."

Supervisor Villella: "Yes, \$4.00."

Councilman Kent: "Did we receive a written request?"

Supervisor Villella: "No, there hasn't been any."

Councilman Kent: "We did not? I would move to table this resolution."

Councilman Cardinale: "Seconded. I'm seconding to table."

The Vote: "Cardinale, yes."

Councilman Cardinale: "To explain to the public. This is probably pro forma but we get sued often enough by our employees to be just that gun shy, Chris and I. This requires a written request since the position is \$4.00 annually less than the current position this

employee holds.

Accordingly, I want to see that written request before I vote. So I would vote yes to table."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I also would like to have a written request. Before we move to demote any employee regardless of the amount of money, we should have a written request pursuant to the contract. So I move to table. I move to table and I vote yes to table."

The Vote (Cont'd.): "Kwasna, yes; Lull, yes; Villella, yes. The resolution is tabled."

Resolution #744

Councilman Lull: "744 is dependent on 743. Her job is not open; the bus driver job is not open unless she accepts the reclassification. Therefore, the other one can't be done either."

Councilman Cardinale: "Move to table."

Councilman Lull: "Yes, we'll do."

Councilman Kent: "Can't we just get a form that if somebody wants to change-- I mean I think we probably have four. There was another employee in the nutrition program. Remember we had all that problem with his resignation?"

Councilman Cardinale: "I'm moving to table. Is there a second?"

Supervisor Villella: "Is there a second? He moved it; you second it."

Councilman Cardinale: "I'll second it then. Yes, to table."

The Vote: "Cardinale, yes, to table; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is tabled."

Resolution #745

Councilman Cardinale: "This accepts the resignation of a part

time home chore aide in the Office of Senior Citizen Programs, Lisa Fuhlbrugge. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #746

Councilman Kent: "This awards the bid for the 1999 ½ ton 2-wheel drive standard cab pickup. I believe it's for the Water District. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes."

Councilman Cardinale: "I believe this replaces a vehicle that we moved from there, right? It's not an additional vehicle. Yes."

The Vote (Cont'd.): "Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #747

Councilman Kwasna: "Authorization to publish a bid for a rescue boat to be used by the Town of Riverhead Police Department dive and rescue unit. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #748

Councilman Lull: "748 is the authorization to publish a bid for

a 1999 3/4 ton 4-wheel drive standard cab pickup. So moved."

Supervisor Villella: "Is there a second?"

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #749

Councilman Cardinale: "This resolution authorizes attendance at the AGA's Eighth Annual State and Local Government Leadership Conference for Mr. Hansen our Financial Administrator in Albany, October 25-27. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull."

Councilman Lull: "I wish Jack were here, I would make sure that AGA doesn't stand for American Golf Association. But I'm assuming that it does not. I'll vote yes."

The Vote (Cont'd.): "Villella, yes. The resolution is adopted."

Resolution #750

Councilman Kent: "This authorizes the submission of 1999 United States Department of Justice Local Law Enforcement Block Grant application. I believe this grant application is seeking the funds necessary to purchase the rescue boat that we're putting out to bid tonight. So I move this resolution."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes;

Villella, yes. The resolution is adopted."

Resolution #751

Councilman Kwasna: "Ratifies and approves stipulation of agreement between the Riverhead Police Benevolent Association and the Town of Riverhead. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'd like to make a remark on this vote. The Riverhead Police-- Riverhead Town Police Department I believe in general does a very difficult job and a valuable job and does it very well. On the other hand, I had occasion to review with the financial administrator the budget later in the day. The police payroll budget of 76 officers is 32.97% of our town budget. The police fringe benefit budget which is benefits is 13.83% of our entire town general budget. The total police and juvenile aid bureau budget is 52.71% of our town budget. The consumer price index for 1998 is just under 2%. Consumer price index for 1999 is just over 2% through July. In fact, I saw that this morning on TV. The annual salary increases in this contract which covers the years '99, 2000 and 2001, is 4% in each year.

I have additional cause to pause on this vote for these reasons. Police Chief Grattan appeared before this Board and indicated with some forcefulness that in his view this contract undercut the authority of the Chief in two important areas. One, the control of outside employment by police officers and, two, the control of salary increases for detectives.

In January of 2000 a police officer with five years experience will earn a base pay of \$69,323 under this contract and in addition we budget for an average of 8% of overtime. So it's over \$75,000 on average for the police officers inclusive of their overtime. That is a five year police officer.

In January of 2000, whether it's Robert Kozakiewicz, Vincent Villella, or Ruth Jernick, the Supervisor of this Town will receive \$3,000 less, \$66,951. Now one could make a relative worth argument

there as to the worth of the Supervisor to the Town and to a good police officer, but that's not my point. This whole area needs further discussion which expands not only on the discussion we've had but expands the parameters of this discussion and ask the question, how much can we afford to pay for police protection in this town? How many police officers? How much money? And I don't think we've had that discussion and I accordingly vote no."

The Vote (Cont'd.): "Kent."

Councilman Kent: "While I believe the comments of Councilman Cardinale are well intended and there are quite a bit of statistical proof that perhaps this contract may not be in the best interests of the taxpayers of the Town of Riverhead, I believe if you look at the services provided by our police department and the alternative which is pushing this contract to arbitration, I believe voting yes on this contract is the appropriate step.

This was a negotiated agreement between our negotiating team and the negotiators for the Police Benevolent Association and I think they've reached what appears to be a well negotiated thought out stipulation of agreement and I would not like to see it pushed before an arbitrator who could decide something different, maybe something worse for the taxpayers of Riverhead. So for that reason, I vote yes."

The Vote (Cont'd.): "Kwasna."

Councilman Kwasna: "I also do not want to see this contract go to arbitration, so I vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "Yes. I agree with Chris and Mark that going to arbitration in this particular case when you can come to an agreement without it doesn't make any sense. And although Phil's numbers on the cost of living are correct, the numbers don't correspond with actual increases in salary in Long Island for the time period which is-- was for 1998 just barely below 4% and for '99 is running at just above 4%. So it is in keeping. But you're really talking about something quite different. You're really talking about not comparing this salary to someone else's salary but rather it's professional people and you're talking about paying professional people here compared to what they would get as professional people



somewhere else. Everybody can see that.

But the fact is that if we were to talk about, as Phil has talked about, let's look seriously at our whole wage structure, you can't start in this town. Because what you do by starting in this town is you bankrupt or you potentially bankrupt the town in terms of the ability of the people you are paying. Not in terms of money but in terms of the ability of the people you are paying. You, in fact, can cause a drain or would cause a drain.

If as someone has made a comment to me today, if I believe that salaries of certain organizations on Long Island are too high, it's probably true. But they are comparatively equal. And so being comparatively equal and being that I do believe that this is a good contract, I did discuss with the Chief the major issue that he had with it. I understand his issue. I disagree with him. And I-- we agreed to disagree on that. And I believe that this is a good contract. And so, therefore, I vote yes."

The Vote (Cont'd.): "Villella."

Supervisor Villella: "The only particular negative in the contract is what-- when the Chief brought up to us and we do disagree with the Chief and we understand his reasoning and everything but I did most of the negotiating on this contract and all other municipalities in New York State range arbitration is upstate 3 1/2% to downstate 4 3/4%. So we're right in the middle and I asked our lawyers and the lawyers said that this is a very good contract. It's fair, we got some give back, they got some, and that's what the whole system is about is to make it fair for both groups. So I vote yes."

Barbara Grattan: "Okay, the resolution is adopted."

Resolution #752

Councilman Lull: "Ratifies and approves the stipulation of agreement between the Town of Riverhead and the Riverhead Town Superior Officers Benevolent Association. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes."

Councilman Cardinale: "Obviously ditto as has just been said to my remarks earlier and one other point. I'm concerned not only with the pace of pay, but there's two ways to skin a cat. Either-- I'm concerned about the percentage of the budget that this particular service is taking up, 53%. And there's two ways to get to that. One is salaries, the other is size of the police force. Yes, you can decrease salaries, you can also decrease size.

In any event, I would vote no-- "

Supervisor Villella: "Excuse me, you can't decrease size at this time because we have a grant that we have to have-- I think-- is it '76 that we need, Chief?"

Chief Grattan: "Pardon me?"

Supervisor Villella: "How many do we need to get up to the part with the grant money? Seventy-six officers?"

Councilman Kent: "We have to maintain '76."

Supervisor Villella: "Seventy-six or we lose the grant money."

Councilman Cardinale: "And I think-- my understanding is that the acceptance of the grant comes with the condition that you maintain a certain level and that's what should be considered before we accept any such grants in the future, whether we want to maintain a police force of that size in this town, with this population.

All of that being said, I want to reiterate I do think they do a good job and it's a difficult one. But I'm still going to vote no."

The Vote (Cont'd.): "Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #753

Councilman Cardinale: "#753 approves the application of North Fork Classic Horse Show on Main Road in Jamesport for the dates August 24 through August 28. So moved. 7 to 7 in the morning to the evening."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #754

Councilman Kent: "This approves the application of Timothy Hill Children's Ranch for the purpose of conducting a country western day fall festival to be held on their property on Middle Road on September 24, 25, and 26. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #755

Councilman Kwasna: "This authorizes submission of application and matching funds for historic preservation grant for Vail-Leavitt Music Hall. So moved."

Councilman Lull: "I'll second that and I had a question about whether this should be a-- why this is a town resolution instead of a CDA. Does it make any difference?"

Supervisor Villella: "Is there any difference making this a CDA or a town resolution? Vail-Leavitt, the grant."

Councilman Lull: "It's just an application. Does it make any difference?"

Supervisor Villella: "No? Good."

Councilman Lull: "I'll second it."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella."

Supervisor Villella: "This is another big plus we are going to have in the future for downtown Riverhead so I'm definitely voting yes for this."

Barbara Grattan: "Okay. The resolution is adopted."

Resolution #756

Councilman Lull: "First in a series of resolutions. We'll take them separately because we have a couple of inconsistencies it looked like in the language. So this one is 756. Adopts a local law amending Chapter 108 entitled Zoning of the Riverhead Town Code. And this simply has to do with the use of letters of credit as opposed to performance bonds. We had this discussion at the work session last time and I move that."

Adam Grossman: "I just want to mention before we go forward that the attachments I believe I have-- Barbara and I will in the morning make sure the correct attachments are there. They seem to have some-- "

Supervisor Villella: "That was the day when all the resolutions at the work session fell down on the floor. I think that's what happened. Okay."

Barbara Grattan: "Cardinale, seconded it?"

Councilman Cardinale: "Yes."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. Resolution is adopted."

Resolution #757

Councilman Cardinale: "757 adopts Local Law amending Chapter 45 entitled Alarm Systems of the Riverhead Town Code in regard to performance bonds versus letters of credit. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #758

Councilman Kent: "This adopts a Local Law amending Chapter 105 entitled Water of the Riverhead Town Code for use of letters of credit instead of performance bonds. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. Resolution is adopted."

Resolution #759

Councilman Kwasna: "Adopts Local Law amending Chapter 62 entitled Excavations of the Riverhead Town Code performance bonds, letters of credit. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. Resolution is adopted."

Resolution #760

Councilman Lull: "Adopts a Local Law amending Chapter 88 which is the Sewer chapter of our Town Code having to do with replacing performance bonds with letters of credit. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #761

Councilman Cardinale: "This adopts Local Law amending Chapter 107 entitled Wetlands, Floodplains and Drainage of the Riverhead Town Code regarding performance bonds, letters of credit. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. Resolution is adopted."

Resolution #762

Councilman Kent: "On Resolution 762, in the attachment, I had brought this up yesterday and it still has not been amended. Paragraph 2 of the agreement I believe should say that the Town has agreed to pay \$800 every other month, not bi-monthly. Bi-monthly would mean that you're paying \$1,600 a month, when I think the intent is to pay \$400 a month. Because it's a 10 month agreement with a total of-- "

Supervisor Villella: "\$4,000."

Councilman Kent: "-- expenditure of \$4,000 which in my mind comes out to \$400 not \$1,600 a month."

Supervisor Villella: "Correct."

Councilman Kent: "So I'd like it to read the Town has agreed either it should say to pay \$400 per month or \$800 every other month."

Supervisor Villella: "Okay."

Councilman Kent: "I don't know what the intent is, whether we're supposed to pay this every other month but if you say bi-monthly, it means we're paying it twice a month. So with that-- "

Adam Grossman: "I would say \$800 every other month-- the language."

Councilman Kent: "However you want to do it. If you want to do it bi-monthly, we should be paying \$200. Just add another wrinkle."

Supervisor Villella: "No, let's not confuse the issue here."

Let's get to the facts."

Councilman Kent: "So with that amendment to the agreement--"

Supervisor Villella: "That means I have to okay all those checks and that's a no-no."

Councilman Kwasna: "And I'll second it."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #763

Councilman Kwasna: "This authorizes the Town Attorney to commence litigation in Supreme Court against Eugene Lauro on premises located at 346 Maple Avenue, in Riverhead. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #764

Councilman Lull: "764 authorizes the Town Attorney and the Receiver of Taxes to execute a stipulation of settlement in connection with Supreme Court litigation, Suffolk County versus Virginia E. Allen, et al, truth and accuracy in property tax billing policy lawsuit in a negotiated agreement. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #765

Councilman Cardinale: "765 authorizes the Town Clerk to publish and post public hearing notice to consider the demolition of buildings owned by Greenport Landing Corp. pursuant to Chapter 54 of the Code of the Town entitled Unsafe Buildings and Collapsed Structures. So moved."

Councilman Kent: "Seconded."

Councilman Cardinale: "Premises are at 1251 Osborne Avenue, Riverhead."

Councilman Kent: "And I'll second that."

Supervisor Villella: "It was seconded. Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #766

Councilman Kent: "This authorizes the Town Engineer to complete and sign the New York State DEC application for state assistance for dam safety project pursuant to the Clean Water Clean Air Bond Act of 1996, Title 3, Section 56-0311. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella."

Supervisor Villella: "This is for the one that's in Grangibel Park and we're getting a grant for it so I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #767

Councilman Kwasna: "This authorizes the Town Supervisor to submit grant application for financial assistance to the New York State Office of Parks, Recreation and Historic Preservation pursuant to Title 9 of the Environmental Protection Act of 1993 and Title 3 of the 1996 Clean Water/Clean Air Bond Act for project known as Peconic



River Canoe Access Ramp at Forge Road. So moved."

Councilman Lull: "When you have a title of a project which has seven letters or eight-- I mean seven words or eight words it becomes very governmental-- Peconic River Canoe Access Ramp. So moved. I mean seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #768

Councilman Lull: "Authorizes the Town Clerk to publish and post notice to bidders for Carriage House improvements. This is for the improvements inside, outside, windows, doors, siding and roof for the Carriage House on the East End Arts property to be paid for by existing grant funds. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Yes, because I'm sure we're going to get a much higher rent out of this."

The Vote (Cont'd.): "Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #769

Councilman Cardinale: "769 rejects bids received and authorizes the Town Clerk to publish and post notice to bidders for Fresh Pond Schoolhouse alterations. So moved. I believe the bid to restore the schoolhouse was \$68,000 which was more-- "

Supervisor Villella: "It's \$40,000 too much."

Councilman Cardinale: "It's more than I paid for my house so we decided that we've got to relook at that. How big is the schoolhouse? Two hundred square feet, maybe less?"

Councilman Kent: "Yes, yes. Less than that."

Councilman Cardinale: "So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #770

Councilman Kent: "This rejects the bids that were received and authorizes the Town Clerk to publish and post notice to bidders for police headquarters fire alarm system. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #771

Councilman Kwasna: "This one rejects the bid for the Hallockville Restoration improvements. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent."

Councilman Kent: "I think this is a statement that the contractors have too much work. All the bids are coming in very high. We're going to wait until there's no work and, hopefully, the bids will come down."

Supervisor Villella: "That's right. You hit it. Supply and demand."

Councilman Kent: "I'll vote yes."

Supervisor Villella: "Moved and seconded. Was it seconded?"

Barbara Grattan: "It's already."

The Vote (Cont'd.): "Kwasna, yes; Lull, yes; Villella, yes.  
The resolution is adopted."

Resolution #772

Councilman Lull: "Authorizes the match for the EDZ  
Administration. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes;  
Villella, yes. The resolution is adopted."

Resolution #773

Councilman Cardinale: "This authorizes the Town Clerk to  
publish and post notice of public hearing for Republic Abstract Corp.  
in regard to property on Roanoke Avenue in Riverhead. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes;  
Villella, yes. The resolution is adopted."

Resolution #774

Councilman Kent: "This authorizes the Town Clerk to publish and  
post notice of public hearing for New York SMSA, LP (dba Bell Atlantic  
Mobile). So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Wait a minute. Is this where we put--"

Councilman Kent: "This is the Baiting Hollow Boy Scout camp."

Supervisor Villella: "Yeah, I know. Is this-- no, a different area-- "

Councilman Kent: "We do that by letter."

Supervisor Villella: "We do that by letter, okay. All right. So we can't tell them to do with-- help out the camp? Yes. Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #775

Councilman Kwasna: "Declares lead agency on special permit site plan of East End Commons which is K-Mart and BJ's Plaza at Riverhead and refers it to the Planning Board. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #776

Councilman Lull: "Declares lead agency of special permit site plan of Pamela Boyle and refers it to the Planning Board. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #777

Councilman Cardinale: "Declares lead agency on special permit site plan of Dr. Judy Emanuele and refers to Planning Board. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #778

Councilman Kent: "This authorizes the-- "

Councilman Kwasna: "Excuse me. Those are two in a row that I think are worth mentioning. Two in a row, one for a doctor's office, one for a bed and breakfast which mean a revitalization of some nice properties in town. One for a doctor's office and one for a bed and breakfast. It's a good sign."

Supervisor Villella: "It is."

Barbara Grattan: "778, Councilman Kent."

Councilman Kent: "This authorizes the Supervisor to execute an amendment to the agreement between the Riverhead Business Improvement District Management Association, Inc. and the Town of Riverhead. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #779

Councilman Kwasna: "This authorizes the Fire Marshal to attend a class on juvenile fire starters in Connecticut. So moved."

Councilman Lull: "How about juvenile fire starters on Long Island?"

Councilman Kwasna: "Oh, the class is in Connecticut."

Councilman Lull: "Sorry about that. Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #780

Councilman Lull: "Authorizes the Town Clerk to publish and post notice of public hearing change of zone for Northrup Grumman. That hearing is scheduled for the 21st day of September, the same as the last three hearings we have scheduled tonight. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella."

Supervisor Villella: "Is this outside the property?"

Councilman Kent: "Yes, it's across the street, south side of Grumman Blvd."

Supervisor Villella: "Believe it or not people, this is where the county legislators are proposing to put a children's jail across the street from our town property. So I don't know. How can we do the zoning? What-- "

Councilman Kent: "This is just a publication-- we're going to have a public hearing. That's all it does."

Supervisor Villella: "I don't want to help them out or give them the zoning or anything."

Councilman Kwasna: "We have to have the public hearing."

Supervisor Villella: "I sure as hell don't want no children's jail in the town of Riverhead."

Councilman Kent: "We determine it to be a Type I action, so that means it could become an area where we need an environmental impact statement."

Supervisor Villella: "Okay, I abstain."

Councilman Kent: "They're calling it a juvenile shelter but it's-- "

Supervisor Villella: "Yeah, they can call it all their want."

Councilman Kent: "It's a detention center for juveniles."

Barbara Grattan: "Okay, this resolution is adopted."

Resolution #781

Councilman Cardinale: "This resolution accepts the final environmental impact statement of Traditional Links LLC. I would like to move that it be considered with the amended date of September 15th for the comment period so as to accommodate the requests of Dick Amper and others. So as amended, I would move."

Councilman Kent: "Thirty day period."

Supervisor Villella: "Is there a second?"

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I just amended this to reflect a comment period or with the vote of the Board will amend it to reflect a comment period of 30 days consistent with what was requested by Mr. Amper and others. I don't think myself or anybody else here on the Board-- I don't want this to be perceived just as I do not wish my police vote to be perceived as a lack of affection for the involved parties, but I still like environmentalists, but I have a fundamentally different view and I think most of the Board does, too, what we're doing tonight as to what he indicates we're doing."

It is my understanding based upon conference with director of planning and with counsel that we accept this draft-- this final environmental impact statement as to scope and as to content, not as to accuracy. That what we are really doing is through our director of planning, we are accepting the recommendation that it is ready to be read in effect.

In fact, this is not generally accessible-- the FEIS, until it is issued by the Town Board and I point out to Mr. Amper and others that in the SEQRA regulations and procedures it indicates that the SEQRA regulations provide that once the lead agency has issued the final environmental impact statement, it must afford agencies and the public a reasonable time period of not less than 10 calendar days in which to consider the final and comment. So that period that he asked for of 30 days to comment is being given if you vote-- if we vote positively on this. So we are in effect giving him what he wants.

I don't think he understands clearly the process that you have to accept it in order to issue it to the public in order to have them comment upon it.

The next thing I wanted to mention is that we also have from counsel in regard to another issue that has been raised, the question is what happens now? Well, what happens now is the Town is left with the task of issuing findings based on the conflicting scientific opinion represented in the FEIS, the comments to the draft environmental impact statement, and the responses-- the very complete responses to those comments found in the FEIS.

The Town may utilize consultants or experts to assist them in formulating its findings. That's where the expert comes in if we choose to use one, which we may. So I wanted to clarify that as our understanding, at least mine and I know Chris' and others on the Board of what we're doing here and with that, I vote yes to accepting so we can issue so that the public can continue to comment."

Councilman Lull: "Can we make, Phil, just for a second, make it clear that the amendment that you made is in the last Resolve-- "

Councilman Cardinale: "Yes."

Councilman Lull: "-- that says until and including September 15th."

Councilman Cardinale: "Yes, that is the amount."

Councilman Kent: "That's the date for which comments would have to be received by September 15th."

Councilman Kwasna: "Well, I want to ask a question. Is there a reason-- maybe Rick could answer this. Would you step up, Rick?"



Supervisor Villella: "Step up to the plate. I got my new bat. I should bring it out here and show you."

Councilman Kent: "We're missing the Yankee game."

Councilman Kwasna: "Is there a reason that this date of September 10th was chosen in the resolution?"

Rick Hanley: "Yes. The law requires that we afford at least 10 days after the Town Board accepts the document. The Planning Board asked that they have additional time to digest the document and September 10th will allow them to meet on the 2nd, resolve a series of comments to you, and get them typed and to the Board by the 10th. So that's the only reason for that date. It was internal."

Councilman Kwasna: "Okay. Now we're extending it to the 15th. Is the 15th our second meeting in the month of September?"

Rick Hanley: "I'm not sure exactly but it is prior to the-- I don't think you're going to see any action on the findings by the second meeting in September. So-- "

Councilman Kent: "This requires a referral, also, to the Suffolk County Planning Commission?"

Rick Hanley: "Yes. So the Planning Board meets on the 16th of September and they may resolve this issue in terms of the change of zone at that meeting. So I think it's a reasonable date. I don't-- it doesn't interfere with anything-- "

Councilman Cardinale: "The additional five days is a meaningless but nice conciliatory gesture to the environmental community but I think I can state it very succinctly in one statement. Until and unless this Board accepts this DEIS, there is nothing officially to comment on. So it is stupid not to accept it. Accordingly-- "

Councilman Kent: "Except that it's a FEIS."

Councilman Cardinale: "I mean the FEIS, yes. Except that it's an FEIS, I'm right."

Councilman Kent: "You're exactly right."

Councilman Cardinale: "Yes."

Supervisor Villella: "All right, where were we?"

The Vote (Cont'd.): "Kent."

Councilman Kent: "What were we voting on? Yes, I'll vote yes."

The Vote (Cont'd.): "Kwasna, yes; Lull, yes; Villella."

Supervisor Villella: "I have to abstain because I only read one-third of it. It's a lot of pages. I'd like to really get into it because it's very interesting so I have to abstain from the vote."

Barbara Grattan: "The resolution is adopted. The only thing we've got to change is (inaudible)."

Councilman Lull: "Barbara, can I back up for just one second?"

Barbara Grattan: "Sure."

Councilman Lull: "Resolution 763. Once these are passed, these are public documents."

Barbara Grattan: "Once these are passed, they're public documents."

Councilman Lull: "I would like that sent to the block captain of the Neighborhood Watch in that area. That's been going on for a long time."

Barbara Grattan: "Who is this to?"

Councilman Kent: "(inaudible) the common spelling of (inaudible)."

Resolution #782

Councilman Kent: "This authorizes the temporary closing of Grangel Park. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes."

Councilman Lull: "I'm just reading because the discussion I had yesterday afternoon, none of us is a-- last Resolve-- "

Councilman Kwasna: "It doesn't say anything about the engineer making a decision of what should be-- what's safe and what's not safe."

Councilman Lull: "Yes, the discussion was, you know, who's going to determine safety? Only the engineer can determine safety so as far as what Ken decides, that's what I think we should do in terms of closing. I have no problem with that. Just simply, I'm not an engineer and neither are any of the rest of us so I'd just as soon have Ken make the decision and if we can-- if we need to include that or just do it as understood."

Barbara Grattan: "Is that a yes?"

Councilman Lull: "Maybe. I want to see what everybody else says."

Councilman Cardinale: "All right. That's my understanding as I indicated that it's being closed for safety purposes and that the (inaudible) of that should be someone with knowledge, namely an engineer. So I don't have any problem with that and if it's done differently, we can either amend this by adding that resolution or if it's done differently, three of us can rescind the resolution."

Supervisor Villella: "Also, I think Ken's going to have to talk to the Town of Southampton because the Town of Southampton would like to do something, too, on their end."

The Vote (Cont'd.): "Lull, okay, yes; Villella, yes. The resolution is adopted."

Resolution #783

Councilman Kwasna: "This is a determination of abandonment of property by Crystal Coast Communications, Inc. on Riverhead Sewer District property. So moved."

Supervisor Villella: "No, we're going-- "

Councilman Kent: "Discussion on this."

Supervisor Villella: "There's a second-- I want discussion. I think we're going to have to table this one, too, because tomorrow they're going out for surveying the property to see if it's suitable, and then we can make a decision sometime later this week. Dick Ehlers would like to have a meeting later on this week. By then we should know what's going on with the survey, if the property is big enough."

Councilman Kwasna: "Do you think we're going to get the survey back by the end of the week?"

Supervisor Villella: "It could be, yes. It really could. Anyway I talked to Frank Russo (phonetic). He came in my office. I told him to come out from Melville and we talked about it and he's fine with it. Monday-- the contractors could not do any work there except electrical work which doesn't interfere with anything until Monday so we have to-- something has to happen. Either we go with the project and continue it-- "

Councilman Lull: "You know, Vinny, I think it would be just as wise to just-- "

Supervisor Villella: "Table it."

Councilman Lull: "Yes, table it. But I think we should make it clear what we're talking about here. I think everybody knows we're talking about the WRIV tower. And the fact that the tower does have to be moved because of the rebuilding of the sewer plant which we have been working on for four years that we've been here.

And, it-- I think for everybody to understand, this went to bid. The bid was done, the bid was put in based on the fact that they could begin in the middle of August, understanding that they had that much building time before the winter season. If, in fact, we have an easy winter, we're not talking about any serious problems here. But we're talking about serious problems if, in fact, we do have some hurricanes during the hurricane season, if we do have snow and so forth which means that the cement can't be poured because if they cannot start at the time that we said they can start as far as the bids are concerned, then any overruns which would be cost overruns and time overruns which would go into the next year, would be our expense and it could be very expensive. Any overruns incurred if they start on time, if they start on time, and they have already started but not doing this particular

job, if any overruns if they start on time, their problem.

So that's the reason why it is such an immensely important thing. Because we're talking about hundreds of thousands of dollars potential overruns so that we need to work very closely with WRIV and see what we can do and we'll put this off and see if we can get something done before then."

Councilman Kwasna: "I make a motion to table this resolution."

Supervisor Villella: "Is there a second to table?"

Councilman Lull: "I'll second."

Supervisor Villella: "Moved and seconded to table the resolution."

The Vote: "Cardinale."

Councilman Cardinale: "I believe that Jim's explanation was complete and I also believe that what we're doing here is deferring a decision apparently until Friday to see if something good happens in the interval and so why not? I would vote to table."

The Vote (Cont'd.): "Kent."

Councilman Kent: "With the understanding that we will have to take some type of special-- or have some type of special Board meeting to look into this, I would table it. I would not be willing to let this wait until our meeting which is three weeks from today. It's much too much risk involved. So with the understanding that we're going to have something resolved within the next two or three days, I'll vote yes."

The Vote (Cont'd.): "Kwasna, yes; Lull, yes; Villella, yes.  
The resolution is tabled."

#### Resolution #784

Councilman Lull: "784 schedules a public hearing pursuant to Article 12 of the Town Law of the State of New York to declare certain premises as not required for the purposes of the Riverhead Water District and authorizing the lease thereof to Crystal Coast Communications, Inc. Yes, we have to go through the process. This is

the possibility of clearing property for lease by WRIV. So I move that."

Supervisor Villella: "Is there a second?"

Councilman Cardinale: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent."

Councilman Kent: "In order to comply with the law to lease property that's part of a special district, we have to have a public hearing. It also has to be subject to permissive referendum. So to get this process rolling, which is going to take two weeks, or actually three weeks because the public hearing won't be until three weeks from tonight, and then 30 days after that we'll have the permissive referendum period so we do have to pass this portion of the transaction so we can get it moving. So I vote yes."

The Vote (Cont'd.): "Kwasna, yes; Lull, yes; Villella, yes.  
The resolution is adopted."

Resolution #785

Councilman Kwasna: "This authorizes the Supervisor to execute purchase orders reference to emergency request for the Riverhead Water District. I believe what this pertains to is that bad storm we had the other day. Our water district office-- main office, got hit by a bolt of lightening and put a lot of their gauges and things out of order. So there's emergency work to repair those, right Gary? Okay. I move this resolution."

Councilman Lull: "Seven pages of repairs, Gary, as it is? Seven pages of repairs here, right? I'll second."

Councilman Cardinale: "Do we have insurance for being struck by lightening?"

Councilman Kent: "We're self-insured. \$50,000."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #786

Councilman Cardinale: "General fund budget adjustment, \$211,000, \$25,000, \$5,000 and \$3,000 from appropriated fund balances to all sorts of other balances. So moved."

Councilman Kent: "Town Board litigation is number one. Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. Resolution is adopted."

Resolution #787

Councilman Kent: "This is the PAL fund budget adjustment for football uniforms and miscellaneous football expenses, \$2,900. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #788

Councilman Kwasna: "This is a sewer district budget adjustment, \$42,000. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #789

Councilman Lull: "789 asks the Supervisor to establish a budget for the Block Grant Capital Project for 1999. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #790

Councilman Cardinale: "Water Plant Well #3 capital project budget adjustment, \$96,000 from repairs and maintenance to serial bond proceeds. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #791

Councilman Kent: "This is the joint scavenger waste district budget adjustment, it's \$13,000. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Do you want to talk about it?"

Councilman Lull: "Does half of that get sent to-- across the river?"

Supervisor Villella: "Southampton. Adam, do you want to tell the (inaudible) that we're in the process of suing the Town of Southampton?"

Adam Grossman: "Well, I mean, just to bring to people's attention-- "

Supervisor Villella: "But't it's moved and seconded."



Adam Grossman: "The issue has been discussed in previous Town Board meetings that the Town of Riverhead and the Town of Southampton are in dispute regarding the joint scavenger waste plant and the Town of Southampton, I believe, (inaudible) any money towards the joint scavenger waste plant. We are in litigation with the Town of Southampton. This resolution deals with the scavenger waste district - it's appropriate at this time to bring that to the public's attention. We intend to make certain that in the end Southampton Town (inaudible) their fair share (inaudible)."

Supervisor Villella: "Thank you. You can take the vote. It was moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. Resolution is adopted."

Resolution #792

Councilman Cardinale: "This resolution-- I don't know what the heck it does-- a resolution authorizing the issuance of \$2,000,000 serial bonds, Town of Riverhead, to pay the cost of the drainage improvements throughout and in and around the town. So moved."

Councilman Kent: "Riverhead Town for the next 10 years."

Supervisor Villella: "A 10 year bond."

Councilman Kent: "The Town of Riverhead."

Supervisor Villella: "The township."

Councilman Kent: "Are you going to change it to township?"

Supervisor Villella: "No, no. He's right, though, I like township, too."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #793

Councilman Lull: "With the problem of adjustment of PA following Martin Sendlewski's name, this resolution approves the site plan of Little Flower Children's Services for building a shed on their property. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #794

Councilman Kent: "I will move the resolution so we can discuss it. Approves the site plan of Dwayne Early."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded. Discussion."

Councilman Lull: "Rick."

Supervisor Villella: "He said it was all taken out, so let's make sure."

Councilman Kent: "I thought he was putting some-- "

Councilman Lull: "You talked with him about the inconsistency in that site plan?"

Rick Hanley: "Those outdoor runs are to be removed as a (inaudible). In fact, 90% are removed already, I've been told by Mr. Early."

Councilman Lull: "Okay. It showed on the site plan they should have been."

Rick Hanley: "Yes, it's a red line and there's a condition in the (inaudible). Satisfied?"

Councilman Kent: "Yes, yes. Let's vote."

Councilman Cardinale: "Seconded."

Supervisor Villella: "It was-- moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella."

Supervisor Villella: "I want to say a little bit on this because when it first came up, I was against this but then after-- and I know there's a lot of people out there that live in that area that are still calling in and they were a little perturbed because I voted yes for it but the reason I did because this actually should make it quieter and that's the only reason why I'm voting yes. Because I want the people to know I did some thorough investigation on it and everything and it's supposed to be quieter and they were complaining about dogs barking so I hope this works out the way it should be. So I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #795

Councilman Kwasna: "Approves the site plan of AdChem Corp. So moved."

Councilman Kent: "Seconded."

Councilman Cardinale: "Rick, discussion on this before a vote. This was-- wasn't there some discussion at the work session about this barbed wire?"

Rick Hanley: "Yes, I was somewhat cute in my language as a condition. Thank you."

Councilman Kent: "Or the rumors will start."

Supervisor Villella: "Yes, don't do that."

Rick Hanley: "I'm betrothed."

Councilman Kwasna: "That don't make a difference."

Rick Hanley: "The cute language-- the clever language, I'll use another word."

Councilman Kent: "Okay, that's better."

Rick Hanley: "What I've done there is limited the height of the fence to eight feet which would include any barbed wire-- "

Supervisor Villella: "No, no, no. No barbed wire."

Rick Hanley: "Well, we should inspect the language of the resolution because what it says is that the height of the fence shall not exceed eight feet-- "

Supervisor Villella: "Right. So he can have six foot with barbed wire you're telling me?"

Rick Hanley: "If you vote yes to this resolution, the answer is yes."

Supervisor Villella: "I don't want barbed wire up. I don't want barbed wire in the town of Riverhead."

Rick Hanley: "Then you should probably have further discussion. Because I could amend the resolution. I got a sense that the Board really wasn't unanimous in terms of what is expected on this barbed wire fences."

Supervisor Villella: "You could do it but can we suggest not to do it?"

Rick Hanley: "We could strongly encourage that they not use barbed wire."

Supervisor Villella: "I would like to strongly encourage not to use barbed wire. How about it, guys?"

Councilman Kent: "I don't want barbed wire."

Supervisor Villella: "No barbed wire. That's two no barbed wires. I want a third."

Councilman Lull: "Only on the north side. That borders his own property."

Supervisor Villella: "Let's not give in too much to him. How about it? You've got a third?"

Councilman Cardinale: "Barbed wire, huh?"

Rick Hanley: "I'm not sure that this fence is visible from-- "

Supervisor Villella: "It doesn't make any difference. It's just the idea of barbed wire in the town makes me-- I'll take a vote here with the people here, see what they say."

Councilman Kent: "Can we add a condition that there will be no barbed wire?"

Rick Hanley: "Sure."

Councilman Kent: "Why don't we just amend it-- "

Rick Hanley: "We can do that."

Supervisor Villella: "Okay."

Rick Hanley: "So we should amend this resolution then."

Supervisor Villella: "Yes, please."

Rick Hanley: "Because the language is suggesting that the barbed wire would be measured in the height. Since-- he did show barbed wire on the site plan so we should amend that final condition."

Councilman Kent: "Okay, I'm looking for it."

Rick Hanley: "So, the final condition is that it shall-- "

Councilman Kent: "I see it, #15."

Rick Hanley: "-- not exceed eight feet in height and shall not show barbed wire, razor wire, or something along those lines, security wire."

Supervisor Villella: "I go for that. That's fine. Use as amended. This way George can't climb over the fence. That's okay. Vote. Moved and seconded."

Councilman Cardinale: "Am amended."

Supervisor Villella: "As amended, we're voting."

The Vote: "Cardinale, yes, as amended; Kent."

Councilman Kent: "I'm writing the amendment and I vote yes to my amendment."

The Vote (Cont'd.): "Kwasna."

Councilman Kwasna: "I'm going to vote yes, but I feel that there must be a reason why the applicant had asked for barbed wire-- "

Supervisor Villella: "Get security. Let him get security, that's all."

Councilman Kwasna: "-- for a security reason and I'm going to vote yes but he may come back to us and ask us for this again. You're right, it is allowed in the town."

Supervisor Villella: "Can we take it out of the town?"

The Vote (Cont'd.): "Villella, yes, to the amendment.  
Resolution is adopted."

-- Resolution #796

Councilman Lull: "796 authorization to reject and re-bid First Responder accessories Resolution #796. So moved."

Supervisor Villella: "Is there a second?"

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #797

Councilman Kwasna: "This awards the bids for the collection and disposal of solid waste for the Town of Riverhead Refuse and Garbage District. This awards the bids for District A, B & C to Crown Sanitation and for District D, E, and F to George's Sanitation. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'm going to vote yes on this not only because the rates are very attractive in regard to inflation, but also I can't afford to alienate the police and the carters on the same night. So, yes."

Supervisor Villella: "You're a heap of trouble."

The Vote (Cont'd.): "Kent, yes; Kwasna, yes; Lull."

Councilman Lull: "The people should know that the section of the contract-- our carters contract, which insist that the carters return the cans to their proper locations when they're finished is still in the contract."

Councilman Kwasna: "Underlined in the contract."

Supervisor Villella: "As a matter of fact we're going to-- Jack, do you want to just want to-- I've got to get you up here, you know. We've got to get you on camera so they know who you are. No, seriously, do you just want to explain a little bit the contract."

Rick Hanley: "Believe me, I don't feel neglected standing back there."

Supervisor Villella: "Okay. I mean-- would you like to talk a little bit about this or would you like-- the underlining part of the contract is that we added that paragraph. We had Frank Isler add in there-- "

Rick Hanley: "Once the resolution is adopted tonight and those contractors-- those two contractors will come in and execute an agreement."

Supervisor Villella: "Right, but also it's going to be highlighted-- "

Rick Hanley: "And that will be highlighted as far as the garbage cans being placed back where they came from."

Supervisor Villella: "Because we can cancel them out any time

we want if they-- "

Rick Hanley: "Yes."

Supervisor Villella: "Okay, beautiful. Good."

Rick Hanley: "That was in the original, that will be in the document they sign."

Supervisor Villella: "Okay. No, Frank changed it just a little bit this time."

Rick Hanley: "Right. It's been highlighted."

Supervisor Villella: "Good."

Councilman Cardinale: "What is the inflation factor in this?"

Rick Hanley: "The inflation factor?"

Councilman Cardinale: "Yeah, what amount did it go up since the last contract?"

Supervisor Villella: "It went down-- no, actually it went up a little bit."

Rick Hanley: "One contract-- one district went down by 14% and the other ones went no more than 3%."

Supervisor Villella: "Over a three year period. One percent each year, that's good."

Councilman Cardinale: "I just wanted you to point that out."

Rick Hanley: "And the contract also allows for extensions on the town's request for an additional two to three year period."

Councilman Kent: "And no escalators in this contract, correct? They're flat over the three years?"

Rick Hanley: "At the end-- this is a three year contract. At the end of the three year contract there is an escalator if both sides agree. And it's strictly based on the cost of living."



Councilman Kent: "Good work."

Councilman Cardinale: "And they don't get any pay unless they put the lid back on the can, right?"

Rick Hanley: "That is correct."

Councilman Cardinale: "Oh, yeah. And if you believe that, you can believe the rest."

Barbara Grattan: "Councilman Lull, I don't have yours."

The Vote (Cont'd.): "Lull, yes; Villella, yes. The resolution is adopted."

Resolution #798

Councilman Cardinale: "This reclassifies part time to full time animal control officer I in the Department of Animal Control. Someone wants to make a motion on this."

Councilman Kent: "Well, you can do it."

Councilman Cardinale: (Inaudible)

Councilman Kent: "Oh, okay. I'll move we table this resolution."

Councilman Lull: "I'll second."

Barbara Grattan: "Who seconded? Lull?"

Councilman Lull: "Yes."

Supervisor Villella: "Moved and seconded to table."

The Vote: "Cardinale, yes, to table; Kent, yes."

Supervisor Villella: "Well, are you going to do any discussion or are you just going to let people know the reason why or are you going to do interviews?"

Councilman Cardinale: "Well, we don't have three votes to do anything."

Councilman Kent: "I'll explain my vote if that's what you want. The reason we're tabling this resolution is that four weeks ago, I was asked at a Town Board meeting if I would look into the current events at the dog shelter, which I have done. My recommendation to the Town Board was that we call for the list which we have done. We then canvassed the list and there were three respondents who have asked to be interviewed by the Town and the interviews are scheduled next Monday.

So, I think it would be premature for us to be hiring a full time Animal Control Officer when we haven't even conducted the interviews yet. So at this point I ask that we table this until after the interviews have been conducted."

Supervisor Villella: "Good. During the interviews you are going to be asking also for a full time-- we need a full time/part time."

Councilman Kent: "That's correct."

Supervisor Villella: "This way we'll be up to par then."

Councilman Kent: "We're hoping that our current Animal Control Officer who is serving on a part time basis may end up serving on a full time basis. We've already interviewed him. We're now going to interview three other people and he's now serving as a part time but we have a full time and a part time position available."

Councilman Cardinale: "Can we be assured that this will be voted upon one way or the other on September 7th so we-- "

Councilman Kent: "We will be assured that there will be names-- there will be names offered for the full time position and maybe there will be names offered for the part time depending on whether the current part time stays or he may be offered the full time position. So we'll see."

Councilman Cardinale: "In the interval, if there is a real problem over there as I read in the paper with snakes and kittens and all sorts of things, dogs, can we-- do we have that covered, Mr. Supervisor?"

Councilman Kent: "The responsibility of the Department Head at this point which is-- "

Councilman Lull: "In the interim, Joe-- "

Supervisor Villella: "Joe, you stay on in the interim, you and Dave, and then I have a Department Head that's going to take over the dog pound once we hire the full time."

Councilman Cardinale: "I can't resist saying-- it probably is-- but I can't resist saying this-- my remarks about police. During the course of the year which I have heard more about the dog situation than I could ever have imagined before running for office, I asked the Captain of the police what percentage of his \$100,000 salary and time was being spent in regard to the dogs, and he indicated more than half. I think that we can do this better. I hope we will do it better by September 7th."

Supervisor Villella: "No, they do it very well. The idea is that we are going to get a Department Head to-- "

Councilman Cardinale: "I mean cheaper."

Councilman Kent: "More economically."

Supervisor Villella: "Okay."

The Vote (Cont'd.): "Kwasna, yes; Lull, yes; Villella."

Supervisor Villella: "I'm voting no to table."

Barbara Grattan: "You're voting no?"

Supervisor Villella: "Right."

Barbara Grattan: "The resolution is tabled."

Resolution #799

Councilman Kent: "Resolution 799-- let's see. This authorizes the application submission under the Clean Water Clean Air Bond Act of 1996 for a pollution prevention project pursuant to Title 3 Section 56-0303 Water Quality Improvement Projects pursuant to the Environmental Protection Fund 17-14 Environmental Conservation Law; Performance Partnership Grants Public Law 104-134 Nonagricultural Nonpoint Source Projects. So moved. And that was a mouthful."

Councilman Cardinale: "Seconded."

Councilman Lull: "What it basically says, if we're going to reduce the amount of the discharge of marine mammal tankwater into the (inaudible)-- "

Councilman Kent: "Nonagricultural nonpoint source."

Councilman Lull: "Yes, this is from the aquarium."

Supervisor Villella: "Is there a-- was it moved?"

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #800

Councilman Kwasna: "This appoints Marianne Denham as an Assessment Clerk in the Assessor's Office. So moved."

Councilman Kent: "Can I just amend this resolution-- go ahead and second it and then I'll-- "

Councilman Lull: "Second."

Supervisor Villella: "It's moved and seconded. Discussion."

Councilman Kent: "We interviewed this employee-- unfortunately Jim wasn't able to-- but I think her name is now Marianne (inaudible) not Denham."

Supervisor Villella: "Do I hear something?"

Councilman Kwasna: "Is that common spelling?"

Councilman Kent: "I can spell it."

Jack Hansen: "The name on the civil service list is the first name Denham."

Councilman Kent: "When we interviewed her yesterday she said--right."

Jack Hansen: "She got married. But we want to make sure civil service recognizes that-- "

Councilman Kent: "Okay, just as long as that's cleared up. We interviewed her, she was I thought an excellent candidate and with the full recommendation of the Personnel Committee."

Supervisor Villella: "And the Assessors, were they in on it?"

Councilman Kent: "They were present."

Supervisor Villella: "Good, good."

Councilman Lull: "Thanks, Chris, it's been moved and seconded."

Supervisor Villella: "All right, so it's moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'm very pleased that everybody agrees and I vote yes."

The Vote (Cont'd.): "Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Resolution #801

Barbara Grattan: "Resolution 801, bills."

Councilman Lull: "So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes, to pay the bills; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. Resolution adopted to pay bills."

Barbara Grattan: "And now we have a resolution off the floor for-- 802."

Councilman Kent: "I'll will move that resolution, I guess. This is a resolution authorizing the issuance of \$120,000 in serial bonds of the Town of Riverhead, Suffolk County, New York to pay for the cost of the purchase of an ambulance for said Town. So moved."

Councilman Kwasna: "I'll second it."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Jack, I have a question. Didn't we talk about this and I thought \$95,000 was high? How did we get to 120?"

Jack Hansen: "The ambulance chief has visited two different locations as far as ambulances at two different vendors and one was a price tag of \$95,000 and the other was a price tag of 110."

Councilman Cardinale: "So you've got a little wiggle room here?"

Jack Hansen: "Two different prices. So we always go-- I guess what we're authorizing the Town Board to do is authorizing the top number-- "

Supervisor Villella: "It doesn't mean we have to do it."

Jack Hansen: "You still have to pass a budget that will establish what the dollar amount is."

Councilman Cardinale: "We get to vote again as to whether-- "

Jack Hansen: "Twice."

Councilman Kent: "We get two more-- "

Jack Hansen: "Award the bid and award the budget."

Councilman Cardinale: "Thank you for that clarification. Yes."

The Vote (Cont'd.): "Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Barbara Grattan: "Now we're doing-- "

Supervisor Villella: "Tabled. Releases good faith deposit-- "

Councilman Kent: "I move Resolution 702 which was tabled. It releases the good faith deposit of Swezey Riverhead Holding LLC."

Councilman Kwasna: "I'll second it."

Supervisor Villella: "Discussion. I got to thank Bill for the situation and we had a problem up there. The fence was in bad shape in one area and some children if they were playing around there, they could have fallen down into it. Bill, I want to thank you and I want to thank Sharon Klos for getting it done on Saturday. So you told me on Friday, she did it on Saturday, and it was done. Thank you for both of you-- "

Councilman Lull: "But I do want to say, Vinny, we had-- we did make that report to Swezey's and they did have somebody-- the contractor had somebody come up-- come along and pull that fence together. There still is a problem with the fence. There still is a problem at the bottom of the fence. The bottom of the fence is stretched out and the sidewalk is cut out so that if somebody was climbing on the fence, they could still slide down. I took that to Kenny Friday, I guess-- Monday-- yesterday, I guess, and they had talked to them and they are going to make a suggestion of a bottom rail. That would be the suggestion because it still is a danger."

Supervisor Villella: "Okay. Sharon is it-- can you do me a favor and get in touch with (inaudible) and I still like the idea of putting plywood up against it because we have a group of painters in town-- artists I should say, that would like to do murals."

Sharon Klos: (Inaudible)

Supervisor Villella: "Thank you."

Councilman Lull: "But, Sharon, we're still going to need that bottom rail to-- "

Councilman Cardinale: "Is there a possibility they're going to build something there soon?"

Supervisor Villella: "Yeah, they're doing Patchogue first and then-- "

Councilman Lull: "The bottom rail is reclaimable; we'll take it down and move it someplace else."

Councilman Cardinale: "They're really going to get a building permit? It's comforting."

Supervisor Villella: "All right. Moved and seconded. Take a vote."

Barbara Grattan: "Taking it off the table."

The Vote: "Cardinale, yes, to bring it off the table; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is brought off the table."

Councilman Kent: "I now move the resolution."

Supervisor Villella: "Move it. Is there a second?"

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

Councilman Cardinale: "I lost you before-- is it okay, this fence, or is somebody still going to slide under it?"

Councilman Lull: "It's still possible for it to happen but the phone call's already been made. It is their liability."

Supervisor Villella: "It's their liability. They are taking care of it."

Councilman Lull: "Hopefully it will get taken care of quickly."

Councilman Cardinale: "Do you want to wait until they fix it or do you want to vote for it before they fix it?"

Supervisor Villella: "No. They already did what we called them to go there, plus they're going to be doing plywood and everything."

Councilman Lull: "They did tighten the fence but-- "

Councilman Cardinale: "I think I would like to keep-- I would like to not vote yes, so I guess I'm voting no until they fix it."



Councilman Kent: "Well, do you want to re-table it or keep it tabled?"

Councilman Cardinale: "It's off the table."

Supervisor Villella: "What we asked them to do, they did fix it."

Councilman Cardinale: "But they didn't-- they still have a little hole at the bottom so somebody can slide down there."

Councilman Kent: "Sharon-- "

Supervisor Villella: "Why don't you go there tomorrow and try it and let them know."

Councilman Kent: "I don't think I could fit through-- "

Councilman Lull: "I couldn't fit through it but my grandson could."

Councilman Cardinale: "I'm worried about his grandson."

Councilman Kent: "Sharon. Just state your name and what department you're from."

Sharon Klos: "Sharon Klos, I'm with the Building Department."

Councilman Kent: "Sharon, have you been to the site recently?"

Sharon Klos: "I was to the site last week."

Councilman Kent: "And is there still an unsafe condition at that site?"

Sharon Klos: "There was discussion at the time as to how the repair was going to be done. What they had originally intended to do, which they've effected, is the tightening up of the fence with the come-along. I had mentioned that at that time they may be required to (inaudible) stringent methods with respect to stabilizing that lower section. They had agreed to do that if it was not satisfactory to the Town."

Councilman Kent: "Is there any condition at the site that poses

a risk for anyone?"

Councilman Lull: "Yes, I was there yesterday-- "

Sharon Klos: "At this point in time I would say there's probably a section with a little bit of work which could be breached, yes. Okay."

Councilman Lull: "It could be open about this much."

Sharon Klos: "Now, if I could make a suggestion. Since this was, in fact, a good faith deposit which we had-- "

Supervisor Villella: "Not with bad faith."

Sharon Klos: "No, it was a good faith deposit."

Supervisor Villella: "No, no, no, I was just saying."

Sharon Klos: "Okay. By our Town Code, they're required only to put up \$1,000 and we agreed to put up this figure in order to protect the town's interest with respect to that demolition. They have certainly shown every indication that they will accommodate any requirements which we have on the site so if I could suggest to the Town Board it might be a sign of good faith on our part if we agree to release it and hold it until the repair is done and the Supervisor has his plywood up."

Supervisor Villella: "Okay, thank you."

Councilman Cardinale: "Could we hold it until they start building?"

Councilman Kent: "I'm just going to put until such time? Do you want to put that language on here?"

Supervisor Villella: "Hold the check, Jack. We'll get it there-- got to release the bond and then we'll hold it-- okay, that makes sense. Thanks, Sharon, good suggestion."

Barbara Grattan: "Okay, what are you voting?"

Councilman Kent: "Wait, we're going to amend it."

Councilman Cardinale: "As amended, yes."

The Vote (Cont'd.): "Kent, yes."

Councilman Kent: "I'll provide you with the amendment. It's going to read in the first resolve clause that the \$10,000 will be released-- shall be held-- and shall be released upon the-- upon rectifying the existing unsafe conditions as determined by Sharon Klos in the Building Department."

The Vote (Cont'd.): "Kwasna, yes; Lull, yes; Villella, yes.  
The resolution is adopted."

Barbara Grattan: "Now we've got Resolution #710."

Councilman Kent: "That's my resolution also. Okay, this approves the special permit of Sunken Pond Estates. I bring it off the table, Resolution 710."

Supervisor Villella: "Is there a second?"

Councilman Lull: "I'll second it."

Supervisor Villella: "Moved and seconded, to bring it off the table."

The Vote: "Cardinale, yes, to bring it off the table; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is brought off the table."

Councilman Kent: "I'd like to move the resolution but first I'd like to make an amendment to I guess the second to last resolve clause. I'd like to delete condition foureth (phonetic) and add condition fourth and it's going to read as follows: That the future site plan approval shall be in three sections with the approval of section three to be conditioned upon and subject to the applicant acquiring the fee title to 23 acres of contiguous real property or the transference of the appropriate number of development rights from a sending district as defined in Chapter 95A of the Riverhead Town Code. And I'll provide you with that amendment."

Supervisor Villella: "Very good. Good amendment."

Barbara Grattan: "Is there a second?"

Councilman Lull: "I'll second it."

Supervisor Villella: "I was going to second it, but I can't. It was good."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded. No, Jim did. Moved and seconded."

Councilman Kent: "Just for some discussion purposes. This application was brought to the Town to construct originally, I believe, 224-- there was originally approvals for 224 condominium units on a 38 acre parcel on Middle Road. There was an application to amend that and a request of a special permit for 192 condominium units on 38 acres. We've now asked them to acquire an additional 23 acres of contiguous property so it will be 192 units on 61 acres. And that's what they've agreed to, but only conditioning their third section. They're going to submit the site plan in sections. Sections one and two will be approved on the existing acreage. Section three will be conditioned on acquiring 23 additional acres."

Supervisor Villella: "Very good."

Councilman Cardinale: "The recommendations of the Planning Board are all worked into this?"

Councilman Kent: "Actually, they-- the existing resolution with that amendment was what the Planning Board-- go beyond, this is something-- "

Supervisor Villella: "This is a better deal."

Councilman Kent: "-- we're going beyond the recommendations of the Planning Board."

Councilman Cardinale: "Okay."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The resolution is adopted."

Supervisor Villella: "Is that it? Do we have anymore? That's it, right. Okay, we'll go into public comment. Okay, first, George. Oh, wait, I woke him up, I'm sorry."

George Schmelzer: "(inaudible) I see that building was knocked down where used to be (inaudible) gas station."

Supervisor Villella: "Yeah, a lot of people like that. Go ahead."

George Schmelzer: "What was wrong with it?"

Councilman Cardinale: "Are you talking about the brick building?"

George Schmelzer: "Yeah."

Councilman Cardinale: "Didn't we do this last week? You said the same thing last week."

George Schmelzer: "Whatever, yeah."

Councilman Cardinale: "All right. I just wanted to make sure I wasn't still at that meeting."

George Schmelzer: "Well, I see the building itself was assessed at \$24,700. So it must have been a good building. What did you knock it down for?"

Councilman Cardinale: "We kind of messed up our tax base, didn't we? They weren't paying anyway."

Supervisor Villella: "They didn't pay."

George Schmelzer: "I didn't see where that building was in bad condition. Somebody knocked a couple windows out, maybe a door. And you knock the building down? Doesn't make sense. So \$24,700 divided by the equalization rate, you come to a figure of \$80,000. I think you owe the guy \$80,000. If he sues you, I hope he collects. Really."

Supervisor Villella: "There is no owner, that's the problem. He took \$250,000 away from the Money Store and fled the country."

George Schmelzer: "Well, that's no answer. To give you a comparison."

Supervisor Villella: "He got his money already."

George Schmelzer: "Across from Barth's Drug Store there's an empty store. I think it used to be a shoe store at one time."

Supervisor Villella: "That's right, George."

George Schmelzer: "Now, if somebody knocked a window out on the side, opened the door, would you want that knocked down, too, would you?"

Supervisor Villella: "It's up to the Building Department."

George Schmelzer: "Would you?"

Supervisor Villella: "No, it's up to the Building Department."

George Schmelzer: "Don't tell me that. Would you-- "

Supervisor Villella: "They recommend it to us, George. The Fire Marshal and the Building Department."

George Schmelzer: "Anything they recommend, you do, huh?"

Supervisor Villella: "No, with some we didn't."

George Schmelzer: "I hope the guy sues you and collects, really. Get what you deserve."

Supervisor Villella: "The kids and the parents from the school district wanted that down years ago, George, so-- "

George Schmelzer: "So what. It's not their land; let them buy it."

Supervisor Villella: "Let them buy it."

George Schmelzer: "Really. Building that nobody likes, you're going to knock it down? You mean, if somebody didn't like the Town Hall, they could knock it down because the neighbors don't like it? What kind of mentality is that? That's enough of that."

Now, what about the expressway extension? You're waiting months for a map, so I got the maps, you're still doing nothing. Why don't you do something?"

Supervisor Villella: "He's talking about your committee."

Councilman Cardinale: "Which committee are you talking about?"

Supervisor Villella: "58."

Councilman Cardinale: "58, oh, no, didn't we do this two weeks ago, too?"

Supervisor Villella: "No, no, no. We couldn't get him out."

Councilman Cardinale: "Yeah, we got him out. We ended the meeting with looking at that photo, I remember. Could we run the tape here?"

George Schmelzer: "Go from 105-- even shows some of the Northville tanks there, see. This map shows the town four miles wide. I got three maps from east of 105 down back to the runways in Grumman and it's 660 feet to the-- I asked the guy to make it that so every square inch is 10 acres."

Supervisor Villella: "And you got them within one week when the County still waiting, it's been, what, three months, now George?"

George Schmelzer: "Four months. What happened? You don't want to pay him or something? What was it?"

Supervisor Villella: "No, they still haven't-- I'm not going to pay him now, I don't want them now, we've got this. Save the money."

George Schmelzer: "Did you refuse to pay him, that's why he didn't deliver them?"

Supervisor Villella: "Excuse me?"

George Schmelzer: "The county didn't want to give you the maps because you didn't pay him? I was wondering what's going on."

Supervisor Villella: "We still haven't received them, George?"

George Schmelzer: "Huh?"

Supervisor Villella: "You know that. We haven't received

them."

George Schmelzer: (Inaudible)

Supervisor Villella: "That's 1996?"

George Schmelzer: "These maps?"

Supervisor Villella: "Yes."

George Schmelzer: "1999."

Supervisor Villella: "Beautiful. Good."

George Schmelzer: "And didn't you have Carraciola (phonetic) come tonight?"

Supervisor Villella: "We did. We called up his office."

George Schmelzer: "He didn't show up, did he?"

Supervisor Villella: "No, I don't see him. No. You must have scared him. You went in his office, demanded him to come here, you must have-- "

George Schmelzer: "Who's he working for anyway? Is he scared of you or what?"

Supervisor Villella: "No, no, no."

George Schmelzer: "You don't scare me; I don't know why you should scare him."

Supervisor Villella: "It's not us. You're the one that went in there to ask him to come here."

George Schmelzer: "(inaudible) another weasel?"

Supervisor Villella: "But can you invite him for one of your committee meetings with the maps? Lou-- where is Lou? Is Lou-- is he here?"

Councilman Cardinale: "The (inaudible) words on this meeting were-- the September 20th meeting, 7:00 p.m., right here, Route 58



Committee. You, you, George Schmelzer, are hereby cordially invited. We would love to see you there."

George Schmelzer: "And you postpone another month."

Councilman Cardinale: "No, no. We meet every Monday-- every first Monday of-- third Monday of every single month."

George Schmelzer: "Well, I'm here today, how about doing something now?"

Councilman Cardinale: "I'll meet with you afterwards and we'll spend the night together. What can I tell you? I'll be here."

George Schmelzer: "I don't come from East Hampton. I come from Riverhead."

Supervisor Villella: "Okay, George. We got your point. Okay."

Councilman Cardinale: "As much time as it takes to whatever you want to talk about, I'll be here. Please, just let us move on."

George Schmelzer: "Do you want to look at these maps after the meeting?"

Councilman Cardinale: "I do. It's one of the great, great expectations of my life is to look at the map right after the meeting."

George Schmelzer: "Are you kidding me-- I'll put-- across the building I've got a hiding spot there in front of Mark Kwasna, away from me. When I walked out with them, he thought I was stealing them, he said."

Councilman Cardinale: "And they were yours. I would like to look at them. As soon as this meeting is over, I'll be right there."

George Schmelzer: "Okay. I'm getting tired listening to all this junk."

Supervisor Villella: "George, would you, no, no-- "

George Schmelzer: "What?"

Supervisor Villella: "Mr. George Richmond. Would you like to come up?"

George Schmelzer: "Does he want to look at the map?"

Supervisor Villella: "No, no, no. His turn. You're going to date with Phil later."

Councilman Cardinale: "Lucky me."

Councilman Kent: "Adam, could you release the microphone-- or lower the microphone-- "

Supervisor Villella: "No, just push it down."

Councilman Kent: "He likes to hold it."

George Richmond: "I feel slighted. He's got a date with Phil. Gentlemen, before I start, first I don't want you picking on my head. I lost a bet and that's why I shaved."

Councilman Kent: "I think you look great."

George Richmond: "Good, I'm glad."

Supervisor Villella: "Wait a minute, does (inaudible) like it? It will grow, okay."

George Richmond: "There's your answer. I have a couple of things. I'll make them as quick as possible. I live out in Jamesport. My name is George Richmond. I would like to address the speeding between Northville Turnpike and the Laurel post office. I did stop down in Southold and I spoke to the sergeant down there about possibly putting up radar, hitting the cars coming westbound, and I haven't spoke to Chief Grattan yet to see if we can get a car with radar hitting the cars going eastbound.

Just three nights ago, we had a very bad crash there, just about four houses east of me in front of (inaudible) farm and it was a pretty bad crash. I've been living out there now seven months and there must be at least 37, 38 accidents that we have witnessed between my house which is on-- two houses short of Herricks Lane, all the way up to Washington Avenue.

Now, I don't know what people-- whether they live here, they live in Greenport or whether they are coming in off the boat from Orient going westbound. On weekends, Indiannapolis moved out here. The 500 is right out here. You can watch it right on Main Road.

To get out of my driveway, is an act of playing kamikazee pilot. I don't fear them when I'm in my motor home because the motor home is 35 foot long. If they want to play with that, I'm glad to play games with them with that. But I was wondering if possibly Chief Grattan could get ahold of the chief from Southold and possibly they could do a radar check of the speeders on late afternoons, weekends, maybe for a week, and between the two of them, I'm sure they'll come up with a compiling of figures.

I would just appreciate it if they would work together conjunctively with their radar cars, one going westbound coming out of Southold and one coming out of Riverhead.

Today I noticed that the Town of Riverhead-- I'm learning a little more about Riverhead as I go along, has a grass cutter that cuts the little portion between the sidewalk and the road, cuts the grass, and the man did a very nice job all the way from Northville Turnpike right down into the heart of Jamesport. But it stops right there. Now, the grass between my sidewalk and the street doesn't get cut unless the DOT tractor comes along with the sickle bar on it. He comes along about every three or four months. I pay the same taxes I believe that the other people are paying and I don't see why my grass isn't getting cut between my sidewalk and the street. That's something somebody could look into and I'd appreciate it."

Supervisor Vilella: "George, you said-- what parcel did get it? What street?"

George Richmond: "Well, today I was doing a (inaudible) which I'm going to deliver to all of you in a minute. I had to come to Office Max to get it done and when I was going home, I saw the tractor going out with a dump truck with two men, the grass cutter-- "

Supervisor Vilella: "It was the town?"

George Richmond: "The Town of Riverhead."

Supervisor Vilella: "Okay, that's what I want to know."

George Richmond: "Town of Riverhead truck, an orange truck with the Town of Riverhead seal and when I was going home, he had already done all of Aquebogue and he was coming into Jamesport and he came in all the way to like we'll say the Elbow Room. But he stopped there. And I don't ever really see it continuing any further from that point on down to what it is, Herricks or (inaudible) Road? I don't even know the corner street; I don't go that far. Herricks Lane. Two houses away but I don't drive that far. I don't wander too far from my home. Not that Ruth has me chained there; I just don't wander too far other than for things that I want to wander for.

So if you could look into, you know, why does it stop one place. Why does one side get cut and one side doesn't get cut. I think we all pay taxes out there to have this work done. If it's going to be done in Aquebogue and part of Jamesport, I live in part of Jamesport. I questioned my tax bill after I moved in. I moved in in November and my tax bill for my house was \$4,900 but of course the school came along with that big whammy that we all got and when we finally went to contract to sign the house, I received my 1999-- my new tax bill, I was up to \$7,000. I mean I almost had a coronary out there. \$3,000 and I hadn't even moved into the house yet, so, of course, I came down and I questioned Jamesport Light District. What Jamesport Light District? I'm not in Jamesport Light District. I have a light across from me but that's because the landscaper put it up. He didn't want anybody stealing his trees. Beautiful light, protects my house. A good security for my house. It's a big amber light. But it's not being maintained by Jamesport Lighting District.

And, of course, the Chairlady of the tax department explained everything to me and the tax assessor helped me out quite a bit to understand quite a bit of my tax bill so I'm all right. I mean, I'm not complaining about that. As long as services are being done and they're being done properly for everybody, I'm in favor of that. What's good for one is good for all.

Which brings me to the real question of why I'm here tonight."

Supervisor Vilella: "But, George, before you go on to the next one, could you please do me a favor when you go back? Kim is in the back. Just give her the information what you said, the areas, what to do."

George Richmond: "To who?"

Supervisor Villella: "To Kim."

George Richmond: "Kim. Oh, yes, sure. Poor Kim, she's overloaded with stuff that I give her. She works for you; she doesn't work for me."

Supervisor Villella: "No, but I'm just asking, this way I know she gets it-- get it done."

George Richmond: "I'm just asking a question. I mean, maybe there's a cutoff point there-- "

Supervisor Villella: "No, that's what we're going to find-- it doesn't make sense."

George Richmond: "Agreement with DOT-- comes up and cuts that, you know, I mean, I can recall many agreements when my old township-- my township was very small, but it had numerous hamlets that made up the township. The hamlet sweeper would come out because he had to get out on the town street, go around the corner and go back to the hamlet street, he left his brooms up. It was counterproductive. I mean if you're going to sweep, just go right around the corner and sweep. And then when the town sweeper comes down the town road, he'll sweep the town roads. But I mean--"

Supervisor Villella: "That's why I want to find out if there is some sort of agreement."

George Richmond: "Yes, I'm sure there must be."

Supervisor Villella: "Well, if there is then we'll just ask the State to come in and finish their project."

George Richmond: "I don't think there's an arbitrary reason why there's a cutoff point there. I'm not suggesting there is an arbitrary-- "

Supervisor Villella: "Well, maybe they had lunch there. I'm only kidding."

George Richmond: "Well, they didn't invite me."

Supervisor Villella: "I'm sorry, I didn't mean to-- next issue."

George Richmond: "I don't want to go over the five minutes. Parking District. I have to refer back to Mark Kwasna's knowledge when we first started our handicap (inaudible) volunteers. We had the Chairlady of the Parking District in and she gave us a beautiful overlay of what we had drawn up and she was right on the dime with what we had in mind of handicapped parking on Main Street. Mark, if you remember was first in, last out on parking about every third block on Main Street for handicapped people. By first in last out means exactly what it is. It's easier to park. You don't have to parallel park and jockey your car around if you're handicapped. It's hard enough to turn your head around normally but as you get older and you get a little arthritis and whatnot, you just don't swivel as well as you used to.

She told us that she couldn't do really much with her overlay until the meters were taken down and she was going to guarantee and correct me if I'm wrong, that was the word that was used. Guarantee that there would be numerous first in and last out handicapped parking on Main Street. I go down Main Street and I'm lucky if I can pick out six signs. And the six signs are all vertical and in between car parking. It's not first in and last out. They're useless to a handicapped person. You've got a battle to get in and out if you're handicapped.

Now, they did have one that was nice and it was right in front of Swezey's furniture store right alongside of the marquee of the old theater and there was nothing in front of it but a crosswalk so if you parked in that one, it was nice. You can pull right out and get in traffic and go about your business. Why they moved it from there and moved it down in front of (inaudible) where you've got to pull up alongside of a car and then try to jockey yourself in, pull yourself up, it doesn't become a three point turn for anybody with a wheelchair or any handicap devices on the steering wheel. It now becomes driving up on the sidewalk, straightening your car out, hoping you don't knock people over that are walking by to get into this parking space. It's ridiculous.

You can't feel it unless you try it and unless you are in that position and I don't throw this out as a challenge, but I'll throw it out to anybody anytime you want to try it, I have an extra chair and Mark knows many times I've said come on with me for a ride. Spend an hour or two with me and you'll now what it's like.

But nothing is on Main Street that has been done and, of course,

it comes up to the fact of there's no money in the budget for signs. It always comes back signs. Riverhead is not getting any smaller; it's getting bigger. Sooner or later, the Town of Riverhead is going to have to address the fact that you need a sign department where you will buy blank signs, blank cuts or you'll buy them blank cutted with just a white background on it. Any other colors that you want put on there or any information you want put on there by law can then be done by your sign man who has a cutout machine that cuts all these letters out, cuts the borders out and makes them whatever color the law calls for. Like a stop sign is red with white letters. A lot of your stop signs are fading because they're facing the sun at all times.

Recently we had a lot of our handicapped spaces inspected by Sharon and poles put in and the proper things done up at Waldbaums and Pergament and I think she did an outstanding job. I got a little confused at what she was doing one day up at BJ's and I didn't-- I wasn't trying to be her boss or anything like that, it was just something I didn't understand and I had to find out and she has worked with me and she explains everything and she's very good to work with. And, of course, if we don't know what we're talking about, well, that's what we want to learn.

But the bottom line is I had this one shot out from my old township and I just made it green and blue and I was hoping they were going to put a red borderline around it and I asked them if they would print maybe vans only in black so I had multicolor on here. Because you ride around Riverhead now, I have given Mark over 150 photographs-- I've given you over 100 photographs and I do have actual photographs here tonight for some of the Board members that I haven't seen today. I gave you one, Mr. Supervisor-- "

Supervisor Villella: "Adam, do you want to get those-- "

George Richmond: "-- Mark one and there's one for Mr. Kent."

Councilman Kent: "I already have one."

George Richmond: "Mr. Cardinale-- oh, you got one?"

Councilman Kent: "You gave me one today. I spoke to you in the hallway."

George Richmond: "Then you ran away so I couldn't finish talking to you."

Councilman Kent: "Well, you were in a conversation with the Fire Marshal, so-- "

George Richmond: "I wanted to talk to you about our haircuts, that's all. But the bottom line is this is the mirror hanger. This is issued by the State of New York. It's recognized throughout all the states. This is in the international color blue and white. That's an international color for handicap. The signs must be according to those pictures, exactly what those signs are, blue with white lettering, handicap parking permit required. It can't be spelled any other way. I don't care who gets up here with what book, I will fight you until my death.

When I go up into Tanger Mall and I find a sign parking stork arrives here for expectant women in a handicap space, that's not a handicap sign. I did speak to the young lady that runs Tanger Mall and she said to me, well, we put it up there because we didn't know what else to do when the ladies are in their late months of their expectancy. Well, I can appreciate a woman in her late months. It's hard to walk around. We had five children-- I mean my wife had five children and I know what she went through. But the stork doesn't park there. And I said to her, that's a handicap spot; it's supposed to be handicap marked and if the woman is in her seventh, or eight or ninth month, she can just go right down to the Town Clerk and get a temporary red sticker hanger-- and I think I believe, Barbara, you have red-- and that would cover it.

Now every sign up at Tanger Mall is black and white. I would defy any police officer and with no disrespect to Chief Grattan, he's a great guy, I love him. I know he's in the back watching me like a hawk anyway. But I mean the bottom line is I would defy any police officer to give me a summons because you'd have to bring me into court and I would be there with my lawyer to fight it because those signs are illegal. They're not the international sign.

Do you have the right to tell them to change the signs? You certainly do. You have the right to tell anybody that's doing business in the town-- "

Supervisor Villella: "But, George, before we can tell anybody, I think we have to fix up our own mess that we have in our own parking lot."

George Richmond: "Thank you, sir. I was just getting to that.



I was looking at what I wrote down today, Town Hall, has all black and white signs also. So we can't start anywhere until we fix up Town Hall."

Supervisor Villella: "We'll start here and then we'll ask the other people-- "

George Richmond: "Get hold of the Chairlady for the Parking District, change all the signs in the Parking District and like I said, these things, when you do it piecemeal and you order 50 at a clip, you're paying top dollar. You are eventually going to have to address the fact that you need a sign department where you can buy blanks, have them painted white and have them ready for lettering and they can be done right here in town."

Supervisor Villella: "I think, George, I think the Highway Department has a shop where they do the signs for most of us, small signs and everything. I'll check and see if we can keep it up there and let them take care of it, the right ones."

George Richmond: "It would certainly be beneficial to the town. I mean, I'm not saying they have to make the signs up at Tanger Mall. Let them buy their own signs."

Supervisor Villella: "No, no, no. I'm taking care of our own."

George Richmond: "Yeah, I'm talking about town parking lots, Main Street where town signs have to be put up."

Councilman Lull: "George, if I can interrupt for just a second. When we did take the parking meters down on Main Street, we also had to have a survey done by the State. The DOT came in and did the survey. We had-- and you saw the map that we gave them-- as to how we would like to have things laid out. The survey came back with this is the way we're going to lay it out on our road. And so the handicap spaces that are there are the handicap spaces that were designed by the DOT, not by the town. And the same with the signs. The signs are controlled by the DOT. They tell us what and where a sign can be put on the state highway and we can-- we can change-- we can challenge them if we see an illegal sign or a sign that's unnecessary. We have challenged them, take that one down or change that one. But, in fact, they were the ones that made the survey and did the plans for the parking.

As far as the downtown parking lots are concerned, when we are finished with the first street park, and that means following construction, that whole area will be done. Meanwhile the area along the river will be done sometime this fall."

George Richmond: "I have no reason to doubt you, Councilman. I have no reason to doubt any of you gentlemen sitting up there. It's been four years that I was appointed to this volunteer committee. And that appointment expires tonight by the way. So if you want a volunteer handicap committee, you've got to reappoint the committee and a chairman tonight.

But I don't mind spending my time, I don't mind spending the hours, I don't mind spending a lot of it, I don't mind getting into a little combativeness, pushing and shoving verbally at a meeting as long as it's productive. And it's going to be productive for all the people that have to have one of these things hanging in their car.

Now, as I was trying to explain to a lady earlier this evening, I would say the biggest majority of our mirror hanger holders are senior citizens. Now, I am not complaining about that at all. I'm getting there myself. I can't wait another year until I qualify at 65 to jump in there. But the bottom line is arthritis, rheumatism, bad heart, bad legs, that all qualifies. You just don't have to be in a wheelchair or on crutches or have a leg missing or something like that to qualify.

I'm all in favor of these things being used. We have just been recognized, unfortunately the letter came to me and I wrote the letter back to the senator to tell him to send it down to the Supervisor, the Town Board, the Town Clerk, that we are the only town in the State of New York that's taken the giant step-- or that small step for Riverhead, but a giant step for mankind and New York State, as they said when they stepped on the moon of trying to correct the abuse of the hanger by going to our photo card system. And Senator Lavis who chairs the handicap committee for the State of New York who Senator LaValle was able to get me on his committee, he couldn't believe we got this thing off the ground and it is running so smoothly.

And it will work itself out and I think it will be a tremendous asset to this town and we can cut back and pull some of the ones out there that are being abused by the people that really don't need them. These are the things that I just wanted to speak to you about tonight. I'll take your word that after everything gets done in the parking

lots. I have no reason to not trust you, that all of this is going to get done. Four years, it's been kind of frustrating for us. We stayed with one thing and one thing only and that was parking. A couple times I did have to sit on Charlie and Charlie and I would battle it out over the phone. He wanted to go to handicap doors, the restroom, I said one thing at a time. Or otherwise we're just going to have a big mash of nothing.

So once we can get our parking straightened out here in town that will be fine, along with some of the other signs. I mean I saw a town sign up in Waldbaums that said Town Code and it was in white and red lettering and the red lettering is completely faded out but if you get up real close to it, it says No Standing, No Stopping, No Parking At Any Time. Town Code Law No. so and so. You can't read that sign unless you get up and put it in your face. It's bleached out. So there's a sign that's a waste. It should be either taken down or it should be-- a new one to replace it. And that is telling people to stay out of the main road that goes around all of the aisle spaces that front all the store where you've got your fire lane and everything else. That aisleway is supposed to be kept clear and the police department do their damnest to keep it clear. But if we're not going to help ourselves, we can't expect the police department to do it all."

Supervisor Villella: "Okay."

George Richmond: "So I thank you for your time and I thank you for looking at those pictures. You now have what is an international picture of what a sign looks like-- "

Supervisor Villella: "We've got the bible."

George Richmond: "And Adam has been very cooperative with us. Rick Hanley and I have meet. We gave Rick a copy of that, he thanked me very much because he said that would help him. Sharon Klos has been very well going out there looking at the spaces and getting people to change things around.

Unfortunately, I don't know, I'll speak to Sharon, how we're going to get through to some of these people because where they put the poles in the access aisles, then she has to get them to remove them from the access aisles and put them in the actual parking space.

Now, the property owners have come up with a new gimmick.

They're putting signs up now with an arrow pointing to two spaces. So the arrow on the one handicap space up in front of Radio Shack, one side arrow points to the access lane and the other arrow points to a legal parking space for a car that you drive. But the handicap space that I need is not marked handicap only. So that sign is an illegal sign. So now, poor Sharon has to go back and she probably in the back saying oh, I've got to talk to that person again, and I don't blame her. It is very, very frustrating and I'm going to try to meet with her and ask her how can we write up something or draw up something so when she communicates with these builders, she can send them an actual copy of what-- pardon my English-- the hell we're talking about. Because that's just the way I feel.

I mean, they're not getting the message. I mean she's delivering the message. The messenger is delivering the message. They're not receiving it. That makes Adam's job harder because he's had a few in court and I want to thank him for pursuing it. That's the first time we've ever had any action by a Town Attorney here and he has taken that action. He doesn't think it's a joke and he has taken the bull by the horns and he has brought it before the court. And that I'm very happy for.

I thank you all very much for your support. But if you want a handicapped committee, you've got to reappoint it tonight."

Supervisor Villella: "Is that definite?"

George Richmond: "It's a four year appointment. It was in August four years ago when I came up and asked if there was a handicapped committee in Riverhead. Supervisor Stark asked me if I would like to chair one. That's how it all came about. Am I right, Mark?"

Supervisor Villella: "Next Board meeting that will be the first resolution."

George Richmond: "It has to be a reappointment if you want one."

Supervisor Villella: "Oh, yes, we want one."

George Richmond: "Okay. Thank you very much."

Supervisor Villella: "Thank you."

George Richmond: "And, Barbara, you look as lovely as every other night."

Barbara Grattan: "Well, thank you, George."

George Richmond: "I don't know what that Board would do without you."

Supervisor Villella: "Thanks, George. Is Alex Anasky here? Alex. Let's do a seventh inning stretch. Everybody, you've got to stretch. Okay, Alex, how are you doing?"

Alex Anasky: "Good evening. Is this on?"

Councilman Kent: "Yes. And you are on."

Supervisor Villella: "How is your new-- Alex, how is the job?"

Alex Anasky: "Good. I'd like to I guess maybe find out whether-- I've been hearing, I guess, rumors as far as animal control is going to be a separate entity from the police department."

Supervisor Villella: "Yes."

Alex Anasky: "As a taxpayer of the town, I feel it's a real bad idea. You need a rapport between your police department and the animal control officer. If you don't have it, the reaction time is going to be a lot less from an officer getting to the scene of an animal and a lot can happen in between."

There's also the fact that if you have a call out and you have a supervisor, I can use maybe highway as an example. Number one, if the police department goes on a call, they have to call somebody. They call Joe, the supervisor. Now, Joe has to get a hold of his animal control officer. Now you are hiring-- you're paying for two employees, the department head overtime, and your employee overtime."

Supervisor Villella: "The department heads don't get overtime, but, go ahead."

Alex Anasky: "Okay. Now, your department head is going to do it for nothing and your employee comes out. Usually the way it was, was you got called in and you went over the radio to let them know when you went in service. When you were in service, you're clocked in

on tape and when you leave service, you go 28 for your own protection. If you leave one person out there unattended, God only knows who that person is. At least when it was under the police department, they knew where you were and if you didn't answer them, they'd come and look for you.

That's why you should really consider-- it doesn't have to be captain. It could be another officer. Everybody is capable there of doing it. Yes, they may have spent a lot of time in the beginning with animal control, but I'm sure towards the end, it tapered down once everybody knew what was going on. And you really should reconsider."

Supervisor Villella: "Okay, we'll take that, too, Alex."

Councilman Kent: "Thank you, Alex."

Supervisor Villella: "Alex, you did a tremendous job when you were there."

Councilman Kent: "You have other cards."

Supervisor Villella: "Lauren."

Lauren Kratoville: "Good evening gentlemen. My name is Lauren Kratoville and I'm from Aquebogue. I can't resist. This isn't why I got up here but I have to say this. Resolution #786 which was a general fund budget adjustment. Councilman Cardinale in November of '98 when the original budget was passed, you made the statement that you would never vote for any additional money to go into this budget. Yet tonight you not only moved but you also voted yes for almost a quarter of a million dollars out of appropriated fund balance into the budget-- additionally into the budget. And I just had to make that comment because it really kind of perplexed me that you voted again almost a quarter of a million dollars additionally into the budget for 1999."

Councilman Cardinale: "From where?"

Lauren Kratoville: "From appropriated fund balance."

Councilman Cardinale: "Well, if it was appropriated, how did we-- we didn't add it to the budget, it must have been there from somewhere."

Lauren Kratoville: "No. Appropriated fund balance is not monies that are part of what you vote on for the budget."

Councilman Cardinale: "I just-- explain to me what you're complaining about. Because I'm not clear."

Lauren Kratoville: "You-- the Town Board authorized in November of '98-- for the sake of argument I don't know the figure-- a certain amount for expenditure for 1999."

Councilman Cardinale: "For what items?"

Lauren Kratoville: "Expenditure-- for the entire budget for 1999."

Councilman Cardinale: "For what items? They always have item numbers of what they-- in other words, if you-- "

Lauren Kratoville: "I'm talking about the entire budget. The entire budget that you passed in November of '98 for the year of 1999 for the Town of Riverhead, was a certain amount and you stated when you passed that resolution that you would not authorize additional expenditure of funds and yet tonight you did."

Councilman Cardinale: "You're talking I think about the appropriated fund balance line."

Lauren Kratoville: "Yes."

Councilman Cardinale: "And you're right. I did indicate to Jack at the time and I-- that I wanted to be advised if any appropriated fund balances were outside of the department wherein we were taking money from one department and giving it to another department because that department didn't manage to live within its budget. And I think that's what you're saying, right?"

Lauren Kratoville: "No. No."

Councilman Cardinale: "What are you saying?"

Lauren Kratoville: "What I'm saying is that an appropriated fund balance is a balance that is left over from previous years and it's not actually budgeted for in the '99 budget. If you pass a resolution in November of '98 for \$53,000,000 and then in August of

'99 you add an additional \$211,000 which is what you did this evening, you're now authorizing expenditure of an additional \$211,000 from what you adopted."

Councilman Cardinale: "Well, certainly I recall making a statement and I mean-- "

Lauren Kratoville: "It's an expenditure of funding is what I'm saying."

Councilman Cardinale: "That was not budgeted?"

Lauren Kratoville: "Right."

Councilman Cardinale: "Well, what do you do when you have, for example, \$300,000 worth of legal expense and you budgeted \$75,000?"

Lauren Kratoville: "I don't know what to tell you because only \$100,000 was budgeted and I was here in February stating that you did a transfer at that time and yet now another transfer is going into--"

Councilman Cardinale: "Well, that's true every year though that that budget line is 200 off."

Lauren Kratoville: "Okay, so then does that mean that the budget that you passed in November wasn't actually a true budget and if you said that you're only increasing the taxes by 6% but we really know we're going to spend an extra quarter of a million dollars in legal funds, but we just don't want to add that because it's never added in a year."

Councilman Cardinale: "Well, to the extent you're right. To the extent that you underbudget, you're not giving a true picture and I think the only defense to the underbudgeting of that particular line, which I don't necessarily agree with, is that it's always underbudgeted. But that's, I mean, you can't anticipate precisely certain lines such as litigation because people sue you. You don't ask to be sued. For example, a lot of our employees sue us which we seem to be sued a lot by our employees.

We can't anticipate who's going to sue. So we have to find the money someplace and although it's an unfortunate fact, we do have to do it. I have talked to the Town Attorney about this problem and she is giving us a course on how to avoid litigation and I'm listening



very carefully. Because we can't afford all the litigation we're involved with. And we do have to pay for it."

Lauren Kratoville: "But yet you make the statement that you can't-- and I do understand and I do appreciate that you can't allow for everything that comes up yet Mr. Villella stated it in February and you're stating it now, we're always \$200,000 over budget so you knew that. But yet you still only budgeted \$100,000 and you're adding additional money to what amount you appropriated for in November of last year."

Councilman Cardinale: "I think it's important not to underbudget and I understand I think more what you're saying but I still don't quite understand from an accounting standpoint where the money is coming from. If we don't have it, we can't spend it. So where is this \$211,000 going to come from?"

Councilman Kent: "I think what we had-- what I recall-- "

Councilman Cardinale: "There must be a balance somewhere in order to move it, is my point."

Councilman Kent: "What I recall Councilman Cardinale-- "

Lauren Kratoville: "Absolutely. But that's not an expenditure which you were authorized to expend when you authorized your budget."

Councilman Cardinale: "So what you're complaining about, I think, is exactly what I said. That we're moving it from one line that was unused to another line that we need it at which is outside of the department. Which is not a good idea to do but sometimes it's necessary when your estimates are off. And that's what happened. It's not particularly nefarious-- "

Supervisor Villella: "It's not right what, you know, what's been going on, Lauren, but this has been going on for 18, 20 years."

Lauren Kratoville: "But that doesn't make it right."

Supervisor Villella: "That's what I just said."

Lauren Kratoville: "You said you were going to change it. Yet, in February you said we do it all the time. So does that make it right?"

Supervisor Villella: "It's-- no, we didn't anticipate all these lawsuits."

Lauren Kratoville: "All right. Let me help you with the lawsuits then. I have prepared a little statement because in the past I kind of boggled the Board so I prepared a little statement. I'm going to help you a little bit with the lawsuits. Maybe foresee a little bit here for you."

Mr. Villella, two weeks ago you were asked what department the job posting of account clerk typist applied to. You replied that you did not know. Councilman Kent stated that it was posted improperly and would have to be reposted."

Councilman Kent: "No, no, no. I said if it was posted improperly we will post it properly."

Lauren Kratoville: "Right. If, in fact, there was a necessary position we would post it properly. No one on the Board knew of a department other Planning and Building, that needed an account clerk typist. Yet the posting was done by the authority of the Supervisor. That's what was stated on the posting."

It has come to my attention that the posting was, in fact, done with a purpose in mind and since March of 1999, the Supervisor has been trying to circumvent town hiring procedures in order to take care of one employee. On March 18, 1999, a duty statement was submitted to civil service for an additional account clerk typist in the accounting department. Kimberly Lucas was appointed from Suffolk County Civil Service list #99-530. The title of account clerk typist is a negotiated union position.

To state that the move is a lateral one would simply be a lie. It is against any negotiated contract and a title not exempt from the union be existant outside of the bargaining unit. No vacancy for this position was posted in March. No interviews were held by the Personnel Committee. No budget transfer to add additional funds to the accounting department made and not one bit of discussion of the move ever placed on a work session agenda.

Yet, Mr. Villella-- "

Supervisor Villella: "How do you know?"

Lauren Kratoville: "I FOILED Civil Service, Mr. Villella."

Supervisor Villella: "This-- if it was anything, it's supposed to be-- "

Councilman Kent: "Personnel discussion at the work session would be in executive session."

Supervisor Villella: "No one is supposed to know that."

Lauren Kratoville: "Excuse me, but as you have been told by-- "

Supervisor Villella: "Yeah, I know it leaks out a lot, but it's not supposed to be."

Lauren Kratoville: "As you have been told by New York State from a gentleman from Albany, that a position is not an executive session discussion. A position is an open Board meeting discussion. It is not an executive session discussion."

Suffolk County Civil Service Department-- excuse me-- Suffolk County Civil Service Department is a public office. Their records that they have are under the Freedom of Information Law and anybody can go there and file a form under Freedom of Information and request information. There's nothing secret or there shouldn't be anything secret."

Councilman Cardinale: "I don't understand a word you're saying. I mean, I don't know if the rest-- I don't understand a word of what you're talking about. I honestly don't. Could you clarify what you're saying?"

Lauren Kratoville: "I'm really-- I'm very, very sorry to hear that. Let me-- I will continue and clarify. Yes."

Councilman Kent: "Wait a second now. Did we create a position or didn't we?"

Lauren Kratoville: "No, you didn't create a position."

Councilman Kent: "Did we fill a position that we didn't create?"

Lauren Kratoville: "Yes, you did."

Councilman Kent: "What position is it that we filled?"

Lauren Kratoville: "Account clerk typist in the accounting department."

Councilman Kent: "And who's filling that position?"

Lauren Kratoville: "Kimberly Lucas."

Councilman Kent: "She's filling a position in the accounting department?"

Lauren Kratoville: "Yes."

Councilman Kent: "When is she doing that? Is it effective in March?"

Lauren Kratoville: "Since March 18, 1999."

Councilman Kent: "Well, wait a minute now. I thought-- "

Lauren Kratoville: "All right, now, if I could finish my statement it might clarify it."

Councilman Kent: "Well, no, no. Let me go back. I'm allowed to ask questions. I'm up here. I'm on the Town Board. I'm allowed to ask a question every now and then."

Lauren Kratoville: "Go ahead."

Councilman Kent: "I try to hold myself, but, my understanding is that Kimberly Lucas is working in the Supervisor's office and as the Town Board Coordinator. How do you feel that we're-- we have a position in the accounting department that she's filling right now."

Lauren Kratoville: "Based on the duty statement that was submitted to civil service in March of '99 by authorization of Mr. Villella and based on a Suffolk County Civil Service list #99-530 that appointed Kimberly Lucas to the title of account clerk typist submitted to Suffolk County Department of Civil Service by Mr. Villella's signature."

Councilman Kwasna: "Do you have copies of those papers for us?"

Lauren Kratoville: "I will make copies of them. I do have those papers, yes."

Councilman Kent: "Because I don't believe we're doing that. I think she's being paid out of the Supervisor's office and the Town Board's line item for a Town Board Coordinator."

Lauren Kratoville: "It's good to hear that because, in fact, her duty statement is here and the list from Civil Service appointing her and four other employees to the position of account clerk typist."

Councilman Kent: "Where did Jack go?"

Supervisor Villella: "Is Jack around?"

Lauren Kratoville: "If I can finish my statement, I do understand you have questions but some of this clarifies that a little bit. I think what would really clarify things is that I had every expectation of standing up here and having no one on the Board understand what was going on because I fully believed that this was done simply by Mr. Villella's signature because the Town Board never did pass a resolution creating the position in the accounting department. So that's why again I prepared a statement because two weeks ago everybody was dumbfounded when I said where is this position?"

Councilman Kent: "I don't think the position exists but go ahead."

Councilman Cardinale: "And I would reiterate what Chris says. That's what I understand of the position of Kim is that she's Town Board Coordinator."

Councilman Kent: "This has been discussed as recently as two weeks ago that she's being paid a certain percentage by the Town Board as a Town Board Coordinator and a certain percentage as the Supervisor's-- out of the Supervisor's line."

Lauren Kratoville: "Then I suggest tomorrow you place a call to Suffolk County Department of Civil Service and ask them what they feel that her appointed title is because they don't feel that way."

Councilman Kent: "Okay. But I don't think we're paying her out of wherever you say we're paying her out of."

Lauren Kratoville: "Wherever you're paying her out of is different than where she is listed with Suffolk County Civil Service."

Councilman Kent: "Well, my feeling is that she's Civil Service exempt because she's holding positions in the Supervisor's office and the Town Board Coordinator position so she's exempt from Civil Service."

Lauren Kratoville: "Exactly. But, yet if she holds a civil service title, she's not exempt, is she? Yet how can she be exempt and not exempt? Those are my questions. And that's what I'm asking. She's got a confidential contract, she's got a union title well above the salary of anybody else in that title in the union, she's not paying union dues."

Councilman Kent: "Well, I think we should wait and see what you're producing to us because I don't believe anything you're saying until I see something. I mean I could stand up there and say a bunch of stuff, too, and-- "

Lauren Kratoville: "We all have a right to speak."

Councilman Kent: "You have the documents, too? Oh, good. Well, see, Jim knows all about this. So maybe Vinny and Jim both know about this and nobody else does."

Councilman Lull: "I found about it yesterday."

Councilman Kent: "All right."

Lauren Kratoville: "If I can finish."

Councilman Kent: "It sounds very peculiar to me, but-- "

Lauren Kratoville: "I ended up with discussion of the move was never placed on a work session agenda and I explained the difference of what is work session material and what is executive session and a position is not executive session."

At the time Ms. Lucas negotiated and still holds her own contract separate and apart from the union. However, the position of account clerk typist is listed in the CSEA contract as Group 9 position with a probationary salary substantially less than what she has enjoyed since March. Anyone else within the salary structure of the town who holds

this title is subject to union fees, one salary structure, and payment of health insurance. Yes, Ms. Lucas is exempt from paying her health insurance. The taxpayers do that for her. Publicly she gets paid \$35,000 as a legislative secretary, signs documents with the title of executive assistant while secretly holding a protected union title of less value and documentation submitted to Civil Service states she is performing duties that have never crossed her desk.

This didn't just happen. It's been going on since March, gentlemen. This position was not created by a resolution of the Town Board and as it is an additional position in the accounting department, a resolution should be voted upon to authorize the budgeted salary.

Of course, we all know that the Town Board would not pass such a resolution because in August of 1999, Jack Hansen of the accounting department, was quoted in the papers as saying that his department could actually function with one less employee. When discussing moving the senior auditor out of the accounting department last year, Mr. Hansen stated, and I quote, I am not replacing her position. There is no need for additional persons in the accounting department. The duties (inaudible) can be handled by other members of the department and myself. So why would yet another position be created when the accounting department still has a senior auditor and all the budgeted positions filled?"

Supervisor Villella: "Good question."

Lauren Kratoville: "Furthermore, the duty statement listed Mrs. Lucas' work are not being done by her. This duty statement is a lie. Mr. Villella, you have falsified yet another document."

Supervisor Villella: "Another one?"

Lauren Kratoville: "As for the residency requirement-- "

Supervisor Villella: "Another one?"

Lauren Kratoville: "During her tenure, Mrs. Lucas-- "

Supervisor Villella: "What happened to the first one?"

Lauren Kratoville: "-- personally denied hundreds of applicants the right to interview because they did not live in Riverhead town.

Mr. Villella appointed Mrs. Lucas to the position of account clerk typist interestingly enough during the time she was building a home in Southampton town.

Since the first part of July when Ms. Lucas announced throughout these very halls that she was taking time off to move to Flanders, she has made another town home. It is obvious that Mr. Villella's intention was to circumvent the system and to hide a title change from the Town Board and the public."

Supervisor Villella: "I doubt that, but continue, but go ahead."

Lauren Kratoville: "Then if you did not do this intentionally, God help us, Mr. Villella, because this Town Board authorized you to sign a contract for the Grumman property and if people can put something just simply on your desk and tell you to sign it and you can honestly sit up there and say you don't know about it, God help this town. Because you're authorized to sign-- "

Supervisor Villella: "We did-- Lauren-- "

Lauren Kratoville: "-- and you are the authorized agent. You have to know what's going on. You can't just accept what people are putting on to you-- to sign."

Councilman Kent: "Your family in the audience."

Supervisor Villella: "You're right but that's not what the whole picture is. You got the point across, that's fine. Kim, you don't want to talk on this, I know. So-- not at this time, okay."

Kim Lucas: "Not at this time."

Councilman Kent: "No, let's not. Why don't we take these documents and-- "

Supervisor Villella: "We'll look into it."

Lauren Kratoville: "Again, I'm trying to circumvent something that might get into a matter with the union and litigation and residency requirement and non residency requirement."

Councilman Kent: "You're doing it very quietly. It's



appreciated."

Lauren Kratoville: "And I'd like to know from the Town Board if they still agree with the residency requirement as stated in the Civil Service contract and the laws of the Town of Riverhead-- "

Councilman Kent: "I'm glad you brought this to our attention in a very confidential manner."

Lauren Kratoville: "It's not a confidential position."

Councilman Kent: "Do you have those documents? Please submit them to us and we will definitely take a look."

Lauren Kratoville: "I absolutely do and I don't appreciate being talked down to. This is not a confidential matter by any means."

Councilman Kent: "I'm not talking down to you."

Lauren Kratoville: "This is expenditure of funds of taxpayer money."

Supervisor Villella: "Expend your funds. What funds? It's not doing her position. I don't know what you're talking about."

Lauren Kratoville: "You signed for it. And I'm sorry that you don't know what I'm talking about because you did sign for it. And the bottom line is, Mr. Villella, when you get into court and you sit on the witness stand, you can't look in the back of the room for somebody to give you the answers. You have to know those answers yourself. And I will show you copies and I will produce-- "

Supervisor Villella: "Usually I know a lot of the answers what's going on."

Councilman Kent: "Please, produce those copies to us so we can look at them."

Supervisor Villella: "In this particular thing, I really don't."

Councilman Kent: "Thank you. Okay, who's the next speaker?"

Supervisor Villella: "Steve?"

Councilman Kent: "Does anybody have any real issues to speak about?"

Supervisor Villella: "Bring on the real stuff, Steve."

Steve Haizlip: "Are we all settled down?"

Supervisor Villella: "Well, ask her."

Steve Haizlip: "Oh, okay. I'm hearing noises and talking. I want to get it quiet here so you hear me. Harrison Avenue and 58. I requested that you submit a letter asking for a study about a light. I can't go to my credit union and come back out on 58. It's just impossible. And I just don't-- "

Councilman Kent: "That is a dangerous place because a lot of school buses go through there also and in the morning there are drop offs and I believe it needs a light there and I thought we had asked a study to be undertaken by the county because that's a county road."

Supervisor Villella: "We did ask them. We have to follow up on that."

Councilman Kent: "We will follow up on that, Steve. I agree with you."

Steve Haizlip: "Well, I hope that you appreciate it. I got on to the county the other day and the county has put in a letter to the Public-- the DPW, Department of Public Works, asking for a study there."

Supervisor Villella: "Good."

Steve Haizlip: "Now I went into the credit union and I just couldn't wait any longer and I wasn't going to dash out there and get hit. So I just made a U-turn and went cross country-wise."

On River Road, right across from Mrs. Miloski-- Pete Miloski, I hear that they're going to build a mini warehouse, warehouses. But you know I went by there one day and there was an awful lot of sand being mined and taken out of there. And I just happen to be here in Town Hall and I mentioned it to Kim so she was going to pass it on to

Adam."

Supervisor Villella: "They're taking sand out?"

Steve Haizlip: "That day that I reported. But then all of a sudden no work activity. It all ceased. And you've got a few cesspool rings or drain rings laying there but it's gone. Nothing is happening. So I just don't know if it was a pretense that they were going to build, then they scooped the sand and then they took off. There were big long trucks there like T&S has.

Now, all right, Mr. Cardinale, my grandson has been here about six weeks, he got tired of looking at television that my antenna could afford or bring in. So-- "

Supervisor Villella: "He got Cablevision."

Steve Haizlip: "So he pushed me to get Cablevision. But now here's what my complaint is. On the 6th of August they come and hooked it up. Now, only nine days later I get a bill and the bill is for they want their money by the 30th of August. Now, if I got Cablevision on the 6th of August, my 30 days is up on the 6th of September and then now they're saying if I don't give them the money by the 30th of August, they want \$8.45 from me. That outfit over there is a crook. I mean, ring that up."

Councilman Cardinale: "I will, I will."

Steve Haizlip: "Right, okay. I would like-- I had brought this to the attention of the town engineer once but apparently his duties keeps him very busy and he just hasn't got to it. But I'd like for Kim to put this on the list tonight. River Road and Edwards Avenue, the northeast corner is always wet and running over the road with water. And I know the water department has been out draining or opening the hydrants. And then there's drains down at the bottom of the road and yet you don't see any sign of water coming down in the gutter so apparently it goes down along the railroad tracks. So that isn't the culprit. I don't know. And I mentioned it to Ken that there's always stagnant water there and it never seems to drain out. So I'd like to have that looked at.

Now, I know you've got that Resolution 792 but then it's going to take 10 years for it to be completely implemented.

My last item is I want everyone on River Road and Edwards Avenue to know that the water main #52 which was nicknamed for me, The Haizlip Extension, is up and running and is available for people to tap in. I talked to a lady last Saturday that lives up in the back. She was under the impression that the railroad hadn't been tunneled and the water in. So if any erroneous information out there, clear it up.

I hooked up on August the 10th and it's running fine and I love it."

Councilman Kent: "Thanks a lot, Steve."

Councilman Cardinale: "Thank you, Steve."

Councilman Kent: "Rolph Kestling. Good evening, Rolph. Do you want to talk about the aquarium?"

Rolph Kestling: "Rolph Kestling of Wading River. First I want to ask you a question. Do me a favor. What does that sign say?"

Councilman Kent: "I'm sorry, my glasses are a very bad prescription."

Rolph Kestling: "Could somebody read it then?"

Councilman Cardinale: "Five minutes."

Barbara Grattan: "Comments to five minutes."

Rolph Kestling: "Right. How come two people hogged a half an hour? Take the sign down. It don't mean-- "

Councilman Kent: "Okay, your five minutes has started."

Rolph Kestling: "Okay, I wanted to ask about the aquarium but I heard that it's going to be sealed-- the deal is being closed? Did I hear that?"

Councilman Cardinale: "Yes. I understand that it will close next week. That they're working out those last problems."

Rolph Kestling: "Yeah, I read in the paper they've got more contamination on that they found. Is that right?"

Councilman Cardinale: "Yes, that's correct."

Rolph Kestling: "Going to ask another question, addressed to Mr. Lull. I called that a disaster once, the aquarium. You said it was not a disaster. (Inaudible)."

Councilman Lull: "I will reserve judgment--"

Rolph Kestling: "Okay. When this get signed-- "

Councilman Cardinale: "I assume you're talking about the purchase of the aquarium?"

Rolph Kestling: "That's correct. The whole mess. When you get the money for this aquarium, what are you going to do with it?"

Supervisor Villella: "We have to pay off the bond; pay off the debt."

Rolph Kestling: "Yeah, that's the next question I want to ask. Were those bonds marked callable?"

Councilman Cardinale: "They're prepayable, yes."

Rolph Kestling: "They are?"

Councilman Cardinale: "Yes."

Rolph Kestling: "Okay. I was just wondering about that. That's all. And take the sign down."

Supervisor Villella: "Well, tonight was a special night. We went over five minutes on quite a few."

Rolph Kestling: "Twenty minutes on one, 15 minutes on another."

Supervisor Villella: "They had a lot to say, Rolph."

Rolph Kestling: "Either make a rule. This is the problem with this town. You've got a bunch of codes and it's never enforced."

Councilman Cardinale: "It was just that Lauren Kratoville was saying such kind words."

Rolph Kestling: "Yeah, you know, I get to the point where I get (inaudible). Then you'll really hear something."

Councilman Kent: "I agree with you, Rolph. And if allowed to run these meetings, I will hold it to five minutes."

Supervisor Villella: "I'll leave and let him run it."

Rolph Kestling: "You're on."

Supervisor Villella: "The next one is Vicky."

Vicky Stachio: "Good evening. Long night. My name is Vicky Stachino and I've been an active community volunteer for the past eight years. I wish to address the animal shelter subject. I want to thank the Board for moving the shelter from the jurisdiction of the police department. The forces and resources of the Riverhead Town Police Department are stretched far too thin for a town this size and the shelter has unfortunately and unnecessarily taken up a tremendous amount of their time for far too long."

I'd like to correct the redemption and adoption figures that Mr. Lull reported to the News Review two weeks ago. He stated at that time that the redemption of rate of dogs at the shelter was below 20% and that adoptions are almost non-existent since RSVP left the shelter.

I don't know where Mr. Lull received his information but it is extremely inaccurate."

Councilman Lull: "That's also not what I said."

Vicky Stachio: "Well, that's what the News Review quoted you saying, Mr. Lull. The redemption rate through August 5, 1999 is 34% and the adoption rate is 42%. During the past two weeks-- "

Councilman Lull: "The figures that were released by the pound to me-- the figures that I had at the time was for the second half of 1998 which was 19%."

Vicky Stachio: "Well, the second half of 1998-- "

Councilman Lull: "Figures weren't released otherwise."

Vicky Stachio: "Well, as a Town Councilman, I would think that you could get them yourself, Mr. Lull. During the past two weeks alone, 19 dogs have been adopted from the shelter. If the shelter is the laughingstock of Long Island, as Mr. Lull also was quote as saying, I would have to say that he has only himself and the misinformation and rumors he has helped circulate to blame for it being so.

At this point in time, I am completely frustrated by the amount of time that has been allowed to lapse in hiring a full time ACO and the continued hubbub that still remains two months later among the Board members regarding this position.

Since I have spent every Saturday and Sunday for the past 10 months volunteering at the shelter and have worked closely with the shelter staff, it is important to me to have my opinion on the full time ACO situation on public record.

There is absolutely no reason for not hiring a current part time ACO, Lou Carnesi (phonetic). Lou is both professional and kind with animals and the public, scored extremely high on the ACO exam, scored the second highest in New York State on the recent wildlife trapper exam, and has certainly proven his dedication to this position considering the harassment he has already endured without resigning to date. And I hope that at least three of the five Town Board members have the courage to move forward and make this appointment by the next Town Board meeting.

To drag this on by interviewing candidates who were already interviewed before and running ads in local papers for new candidates, while a competent individual is standing in the wings, is a true disservice to the people and the animals of this community.

What those opposed to Lou's appointment want is to put their personal hand-picked people in place. And what they really should be doing is raising funds and applying for grants to make their dream of a private shelter a reality.

In the meantime, you, the elected officials, need to make the smooth running of what you have a priority. Don't continue to neglect it and ignore it or play political ping-pong with it. This small opposition group is not the majority and should not be treated as such by this Town Board. Thank you."

Supervisor Villella: "Thank you, Vicky. That's it for the cards now. I know Ann, do you want to say something? And then whoever else would like, just follow up."

Ann Morrow: "I'm Ann Morrow, I live in Baiting Hollow. I just wanted to comment-- I believe that the Board received a petition from signatures of residents in the area regarding the intersection of Edwards and Sound Avenue. You may recall I spoke to the Board at a meeting in Jamesport in the summer of '98 about that same intersection and I've had conversations with good information from Chief Grattan and others about that particular corner."

As a resident of the area and I know others on the Board use that corner a fair amount of the time. It is notorious, it is dangerous, it is a hazard and continues to be accident prone, almost on a weekly basis. I may be exaggerating slightly but I know more than not that when I come westbound going home from Baiting Hollow Church, that I am likely to come upon an accident.

Normally, and I don't know the exact figures-- I do know that a great part of it is traffic coming north on Edwards Avenue. As you approach the stop sign there to make a right turn to go to either Georgio's or one of the attractions or the wineries off the expressway, there is a line of beautiful, and I hope they are never touched trees, to the left, that does obscure the vision somewhat of traffic that is coming eastbound on Sound Avenue.

I love that area and I love the corner for its rustic charm. I'm not in favor of additional technology and lights and flashing signs and everything else. But I think that the reality is that the traffic load has increased to the point in all directions that a traffic light is certainly warranted.

I know that traffic lights-- as Chief Grattan explained to me, are not advocated as speed monitors. You don't want to put up a traffic light just to enforce a speed limit. On the other hand, I think that the volume of traffic of people going to the ferry and particularly my neighbor Mary Lewin has complained, her driveway is used a significant amount of time, people who have missed the turn on Edwards to go back to the expressway. There is a new sign there that I noticed the past weeks -- "

Supervisor Villella: "We had it put up. It just went up."



Ann Morrow: "-- which is a help but again it's almost, if you're-- you've got to read it quick or you're by it. I just would urge the Board and the Town to take whatever steps they have to to get a traffic light of some consequence-- "

Supervisor Villella: "Did you meet with the Silver Beach Association?"

Ann Morrow: "No."

Supervisor Villella: "Because they're asking for a four-way stop sign there so maybe if you can get together with both groups, I think, you know, work-- something is needed."

Ann Morrow: "Yes. But it's going to have something. Right. Because the vision from each side has decreased to the point that there's an accident all the time."

Supervisor Villella: "Okay. Edna, I want-- Edna, you're still-- no, Ann, I just want to make sure. There was an accident there last Monday and at the accident they took out the sign. We fixed the other sign because it was turned around, backwards, just the opposite. But on the south side of Edwards and Sound there is no sign left. So can we make sure the highway department puts the sign back up, please, Edna. Thank you. Yes, please."

Carol Williams: "Good evening."

Supervisor Villella: "Good evening."

Carol Williams: "Supervisor Villella and the Town Board members. I've heard many issues addressed this evening and it's quite interesting."

Supervisor Villella: "State your name."

Adam Grossman: "State your name for the record, please."

Carol Williams: "My name is Carol Williams of Riverhead. But as I was saying, I heard a lot of issues that came before the Board and a lot of them were quite interesting to me. But one that really interests me was the Resolution #782 about Grangebél Park. Can I be reassured tonight as I leave this place that work will begin on Grangebél Park even though the resolution was adopted. Because back

when little Derek drowned in that park, I was told then that work would begin and here it is in '99 and the park is still in a bad condition."

Supervisor Villella: "Right."

Carol Williams: "So I would like to be reassured tonight that there will be some kind of work done."

Supervisor Villella: "I could tell you the schedule, the way it's got to be. We have to ask for permits from the DEC, also from the Army Corps of Engineers. As soon as we get them, it could take two more months. But we have the money in place. We had a grant from Congressman Forbes that helped us out with this and \$650,000 so we plan on fixing the dam, fence it around, the fish ladder, and all of the bulkheading and also lights. So that's the plan and Mr. Ken Testa is on top of it. But government moves very slowly but the DEC promised us that they would move it a little bit faster because of the safety issue around the dam."

Carol Williams: "Okay. And another issue I have is about town inspection of rentals and if a person lives in a subsidized housing, you know with Riverhead HUD-- right, Section 8, once a year it is required that that house is inspected. Why does a town inspector have to come and inspect your house again? That is costing the town more money because that's two inspectors in one year."

Supervisor Villella: "Because they have one-- "

Carol Williams: "Excuse me?"

Supervisor Villella: "The county inspects in? Who inspects it? Someone inspects it first. HUD inspector comes in, right, okay."

Carol Williams: "HUD inspects and then I was told two weeks ago that it was adopted about two years ago that Riverhead has rental inspections."

Supervisor Villella: "Yes, that started in '97."

Carol Williams: "But that's double-- that's costing the taxpayers more money. Why is your house being inspected two times?"

Adam Grossman: "Vinny, if I could just clarify this. The

inspections are for different purposes. Section 8 housing-- "

Carol Williams: "Excuse me. I didn't hear what you said."

Adam Grossman: "The inspections that are being conducted are looking towards different criteria. Okay. The federal-- the people from HUD have certain rules that they have to make sure are followed at the house."

Carol Williams: "Well, excuse me. Let me interrupt you. I am a tenant. I am a Section 8 tenant and when that inspector comes, he inspects very well. And last week when my house was inspected by the town inspector, he didn't do anything more than what's the Riverhead HUD inspector does."

Adam Grossman: "All I was going to say is that it's not the job of a HUD inspector to make sure our town code is followed and our rental law, that's the reason for the town inspection. They are looking at a different set of rules."

Carol Williams: "Yeah, I understand that. But, why-- it's costing the taxpayers more money for to send out a town inspector on a Section 8 house."

Adam Grossman: "Unfortunately we can't ask HUD to enforce our town code and we don't have the ability to do that."

Carol Williams: "Well, it's still costing the town taxpayers more money. Okay, and my third issue is-- my third issue is why when there is a disturbance in town, especially in our black communities, why does the police force come out-- it seems that every police that's on duty is on the scene and sometimes even I've been to the site where Riverhead police are there, Southampton police are there, New York State troopers are there, the Sheriff's department. Why is that?"

Supervisor Villella: "It must have been a call over the radio for them. I have no idea. But it had to be a call on the radio to get them there."

Carol Williams: "Excuse me?"

Supervisor Villella: "There had to be a call over the radio--"

Carol Williams: "Yes, I understand that. But why is it that

when-- unfortunately when these things happen, I don't see any need for it. Maybe-- I'm for peace. And I do appreciate Riverhead police coming to the scene of the disturbances, but I just can't understand why all of these other state troopers are coming-- not just the state troopers, all the other law officials are coming to the scene of the accident. Sometimes at the scene the officers take action before they even find out what's going on."

Supervisor Villella: "We're not there. I can't say anything. I understand what you're saying though."

Carol Williams: "Well, I can't get an answer. That's pretty said if I can't get an answer (inaudible)."

Councilman Cardinale: "I've got an answer. If there's a problem with the Riverhead Town police, we'll answer. But we can't explain to you the actions of the Suffolk County Police, the Suffolk County Sheriff and the State Police. It could be they have nothing better to do. It could be they're on overtime. I have no idea why they all go when they're unnecessary, which I think is your question. But I would like to know if the Riverhead Town police are putting six cars in when there's a necessity only for two. Because then we're talking practicality as well as expense. But we can't-- we have no control over anything but the Riverhead Town police, is the only honest answer. And we can't explain what the other-- why the other ones go at the same time. If Joe can answer this, feel free, Joe. But that's all I'm saying. We can't tell you anything other than what the Riverhead police do. And, frankly, I couldn't tell you that."

Carol Williams: "Come on, Chief Grattan."

Chief Grattan: "Chief Grattan, Riverhead Town police department. I would have to have a specific incident that happened. I mean it's very difficult for me to talk in generalities about something like that. I've known Carol for years since she was on the ambulance corps. The first time I've ever been criticized for having too many people there. It's always that I don't have enough people."

But, Carol, you're welcome to come to my office, tell me about a specific thing and I'll try to answer it for you definitely. But I can't talk in generalities. I don't know what incident. I don't even know what you're talking about."

Carol Williams: "Okay. Say instances that happen down at

Doctor's Path-- 500 Doctor's Path-- the community (inaudible). Whenever the youth or the young people have a party there and a disturbance breaks out, cops be coming from everywhere, and I appreciate that-- "

Supervisor Villella: "Carol, what you're doing-- the Chief is offering you to help out-- set up a meeting, you could talk about all incidences, special ones and everything, and iron it out or if you want you can talk about it out-- "

Carol Williams: "It's-- Mr. Supervisor-- it's not just Doctor's Path when a disturbance come up on Doctor's Path. Take the incident that happened a couple weeks ago over at Millbrook apartments. You couldn't even get through Main Street for all of the police force. Were you there? Were any of you there?"

Supervisor Villella: "No."

Carol Williams: "Were any of you notified about that incident?"

Supervisor Villella: "No."

Carol Williams: "Do you know what I'm talking about?"

Supervisor Villella: "No."

Carol Williams: "That's a shame."

Supervisor Villella: "It is a shame."

Councilman Kent: "Well, I don't know if it is a shame."

Carol Williams: "Yes, it is a shame because you are our leaders and you should-- "

Councilman Kent: "But we're not part of the police department though."

Carol Williams: "Yeah, but you should know what's going on in our community. What's the use of you sitting up there leading us when you don't know what's going on. Right or wrong?"

Supervisor Villella: "We know about it-- after the fact we know about it, Carol, but not at the time."

Carol Williams: "That's what I'm saying. I said-- I just plainly simply asked do any of you know about it. And the reply was no."

Councilman Lull: "We get regular reports from the police department every week which tells which calls they have been on, what arrests were made and that type of thing. It does happen once a week."

Carol Williams: "No, it doesn't. Well, thank you for your time."

Councilman Kent: "Please, Chief, if you could speak with her maybe we could find out what incidents and we can-- "

Councilman Lull: "Carol, could I just add something to that because there was one element to what you asked Joe that I think I should clear up as best I can. We had an incident in our neighborhood about three weeks ago. It was an incident which a domestic dispute and anybody who's ever been on the job knows that it's the most incendiary possibly-- incendiary thing possible, that's a domestic dispute, especially a domestic dispute. A half a dozen people in the neighborhood called it in and out of half a dozen people who know them, none of them could answer the question are there any firearms involved? Are there any weapons involved? No one could answer that question. There were five cars that came there. Okay. There were five cars. One of them was a state car, the rest of them were Riverhead town. The state car obviously picked it up on the other side of the river but the Riverhead police that were there, they were there for a short period of time until they realized no, there was no weapons involved, and yes it is a domestic dispute but it can be discussed by going down to the house and talking about it. Then there were two police officers left and the rest of them did go.

But the response to a domestic dispute is, I think Joe will tell you, usually on the side of caution. Because you really can't tell if there are weapons involved. You really can't tell what's happening. And the variety-- the majority the last time I looked at the figures, 70% of the calls that all police answer, I'm not talking about Riverhead, but 70% nationwide, the calls that police answer, either involve drugs or alcohol. And, again, that's another incendiary device there and to err on the side of caution is always a good idea.

And this is a different neighborhood from yours. But it was not

a different device-- a different happening. Okay. Still lots of screaming, lots of hitting and so forth."

Carol Williams: "Thanks, thanks, Councilman Lull."

Supervisor Villella: "Sal."

Sal Mastropolo: "Sal Mastropolo, Calverton. Two quick questions. One is there's a rather large sandmining operation going on on Sound Avenue at the proposed East Wind expansion. Is the town getting \$.50 a yard for every yard of fill and sand that's coming out of that site?"

Councilman Kent: "Yes, we're supposed to be."

Supervisor Villella: "Yeah, that was after the July 8th. So we haven't received anything. Trucks are coming out?"

Sal Mastropolo: "Thousands and thousands of yards of sand have been taken out of there. Okay."

Supervisor VILlella: "All right. Do me a favor and get ahold of Pete Danowski tomorrow morning and make sure that he comes in here so I can talk to him about this. It's supposed to be an excavation fee of \$.50-- "

Sal Mastropolo: "Every yard that gets hauled off the site-- "

Supervisor Villella: "Absolutely."

Sal Mastropolo: "And they're hauling off the site constantly."

Supervisor Villella: "He told Rick that there was none being hauled off the site. You saw the trucks?"

Sal Mastropolo: "Well, let me tell you, you go over there and you can drive a tractor trailer truck in the hole where all the sand's come out and it's below grade already."

Councilman Kent: "Well, Leroy Barnes should be-- "

Supervisor VILlella: "No, no, I'll get it."

Sal Mastropolo: "Okay, the second question is I heard a rumor

that a second 50 room hotel is going up on the north side of 25A just west of the professional building. Is that-- can you comment one way or the other? By the same person that's putting up the 50 room hotel?"

Councilman Kwasna: "I haven't seen any plan on that."

Supervisor Villella: "Rick's not here so-- "

Sal Mastropolo: "Okay, it's just a rumor at this point."

Councilman Lull: "It may be more than a rumor but it's not a plan."

Sal Mastropolo: "Okay, thank you."

Supervisor Villella: "Lauren."

Lauren Kratoville: "Lauren Kratoville, once again from Aquebogue. Seeing as it was stated before that I was making accusations, I wanted to put this in for record. I have a copy of report of personnel changes wherein Kimberly Lucas was appointed account clerk typist and released as legislative secretary, Suffolk County Department of Civil Service, 8/18 of '99. A duty statement which has all of four duties on it which was accepted by Civil Service and a Suffolk County Department of Civil Service list if eligibles signed by Mr. Villella.

Also it's stated on here-- this is one of the big points that a lot of people have brought to me, their concerns. It says right in here, not Riverhead resident as per Adrian. I feel as do many people that this was done to circumvent the fact that Kimberly was moving out of town. I would like to point out to the Town Board, she is not currently paying union dues, therefore, even though she has a union title or a title that is within the union contract, she is not a union member. And I would like to see the residency requirement adhered to.

My particular concern in this matter is I was responsible at one time for facing the people who were not allowed to interview simply because they were not residents. The residency requirement states that they have six months to move into the town. Kimberly Lucas herself denied many people the right to interview simply because they were not residents and I had to face those people and say you weren't allowed an interview because you don't live in the town.



In fact, this one person here lives on Brookhaven Avenue in Flanders which is just around the corner from where Mrs. Lucas moved to and I don't deny anybody the right to employment. I never have. I just simply feel I would like to see the Town Board enforce the residency requirement."

Supervisor Villella: "We checked into that and, Lauren, you're right, because we should have the residency requirement and when we checked into it our lawyer from-- that handles this, he said at the time that you take a title at Civil Service, if you live in the Town of Riverhead-- that's okay."

Lauren Kratoville: "Suffolk County Civil Service stated that is at the time of the appointment. If you're saying that it's at the time of taking the test-- "

Supervisor Villella: "But March, I don't know-- March I think she was still living in Riverhead."

Lauren Kratoville: "Yes, she was. That's my whole point, is that it was done so that she didn't move-- so that she was appointed when she was a resident."

Councilman Kent: "Lauren, can you submit copies of those documents to the Town Clerk?"

Lauren Kratoville: "I'm going to do that right now. That's why I wanted to do it on the record as part of the record because, again, she's in the Civil Service realm and no other employees as it's stated in the Civil Service contract, it's supposed to be posted-- any job opening is supposed to be posted in house so that all employees have a shot at it. And any union members have a first shot at it and I don't feel any union members were given right to this."

I feel this was done very underhanded. She is confidential, was given a union title and not placed as part of the union bargaining unit and she's contracting-- negotiating her own contract outside of the union. So I submit for the record to each one of you."

Supervisor Villella: "We'll check into that, Lauren."

Councilman Kent: "Please submit those documents so that we can review them. Barbara, could you make copies of that and provide them to us. Just submit them to the Clerk, and, Barbara, could you provide

copies to us in our box?"

Lauren Kratoville: "Thank you."

Supervisor Villella: "Okay, thank you. Jim."

Councilman Kent: "Barbara, just provide it to us tomorrow. I'm not going to look at that tonight. I've got other things to do."

Jim Flood: "Jim Flood, Aquebogue. Now that you passed the-- or tabled that RIV resolution, I'd just like to tell you that I believe that is a mistake because the sooner you get that tower down, the better. If we wait until Friday or Monday, he could start court action that will stop this for a long, long time. I don't believe he has the financial resources to ever pay a substantial rent. I don't believe that we should be clearing-- anyone else clear land that belongs to us until he can prove that he can pay his rent. Because he has a history of not paying his rent at least on time and I don't know, he may be even in arrears as we speak in the rental agreement that he has. So, why in God's name are we going to jeopardize and possibly be fined for a contract that's coming up with a legitimate town expansion just because we're trying to accommodate a person who hasn't really been a good tenant?"

Second of all, since we did pass that-- pardon me?"

Councilman Kent: "I agree with you on that."

Jim Flood: "Thank you, Chris."

Councilman Kent: "I think it's the first time. But, go ahead."

Jim Flood: "And baseball, too. Second of all, if we are going to close Grangebél Park, you said that the town engineer has verbally given you a report stating that, in fact, the park is dangerous. If we are-- before we put the fence up, I would certainly like to see his thoughts memorialized in a report so that we know that, in fact, that is exactly what he said."

Councilman Kent: "There are more than verbal-- he's prepared a whole grant application. There's been talks with the DEC, with the federal government. There's a lot of stuff. There are a lot of documents in writing on this project. So there's more than just verbal."

Jim Flood: "So, are we going to get a report from him in specific saying that yes it is a dangerous place? Because that's the reason-- "

Councilman Kent: "I don't know if he will ever put that in writing but we'll-- we do have documents available to talk about the project and the need for the project. I would hate to see-- "

Jim Flood: "I understand that-- that place needs a lot of work, you know. I don't think the bank of that river has changed or gotten any more or less dangerous in the past few months. So, you know, I don't know why until we're ready to go with this project which could take-- everybody says two months, but it could take two years, you know, what the story is with that.

Lastly, I guess everybody is skirting around the issue. Did you appoint Kim Lucas on March 18th to the position of account clerk typist?"

Supervisor VILLElla: "She wanted to take the title but she's not in that title. That's the way I understand it. But she says it's different so we're going to talk to the lawyers on that."

Jim Flood: "Did you-- I mean, did you sign the papers to that or not?"

Supervisor Villella: "She didn't accept it."

Jim Flood: "She didn't accept it? So she is not-- "

Supervisor Villella: "She's staying in the office as a Town Board Coordinator."

Jim Flood: "Is she appointed account clerk typist?"

Adam Grossman: "I think, Jim, you're asking if there was a resolution-- "

Jim Flood: "No, obviously there wasn't a resolution. I mean was she appointed account clerk typist? Is that her civil service title?"

Supervisor Villella: "She's not appointed because we didn't do a resolution."

Jim Flood: "Is that her civil service title?"

Councilman Kent: "No."

Jim Flood: "It's not?"

Supervisor Villella: "As far as I'm concerned."

Jim Flood: "Is that your belief also, Adam?"

Councilman Kent: "That's my understanding."

Adam Grossman: "My understanding is that her position-- her current position (inaudible) civil service requirements, I don't know what was filed with civil service-- "

Supervisor Villella: "Account clerk typist."

Adam Grossman: "(inaudible) what Lauren provided to the Board. But the Supervisor's Office is civil service exempt."

Jim Flood: "The account clerk typist position is a civil service exempt?"

Adam Grossman: "Not account clerk typist-- but the Supervisor's office (inaudible)."

Jim Flood: "So is she or is she not an account clerk typist?"

Supervisor Villella: "That's what we're going to find out. You're absolutely right. We're going to find out from the lawyers. She can't have two titles."

Jim Flood: "Well, shouldn't you know? You're the one that signed the paper."

Supervisor Villella: "She didn't accept it."

Jim Flood: "She did not accept it?"

Supervisor Villella: "She's working in here as a Town Board Coordinator."

Jim Flood: "Well, stranger things have happened."

Councilman Kwasna: "How did civil service get those papers?"

Supervisor Villella: "No, we sent them in but she didn't accept it. She wanted to get a title. She ranked very high on the list."

Jim Flood: "Well, I'm still confused so maybe we can clear it up. Thank you."

Supervisor Villella: "That's why we're going to ask the lawyers."

Jim Flood: "Okay. So are we going to find out eventually if he's going to be able to pay rent on this RIV tower or not? I mean I don't think we should, you know-- "

Supervisor Villella: "Why don't you investigate it? I don't know what-- what can I say? We're putting stipulations on there that he has to have some collateral."

Jim Flood: "You haven't even-- you're talking about clearing land before you're even come to a rental agreement with him or a lease agreement. I mean is he going to be able or is he not going to be able to pay fair market value for this piece of property?"

Supervisor Villella: "We'll know tomorrow or this week."

Jim Flood: "But, you know, if you get served with some sort of order and that tower is still up, that tower can-- "

Supervisor Villella: "They cannot have an injunction on us on that. They have a very weak case."

Jim Flood: "It's still going to take time and if we go past time on this-- "

Councilman Kent: "You said some interesting things there in that last statement. If there's a court order, we can't take the tower down so it has nothing to do with what we did or didn't do tonight. One. Secondly, it won't be up forever because forever is a very long time. So-- "

Jim Flood: "What? If we take the tower down tomorrow-- "

Councilman Kent: "You can come down and talk to me tomorrow."

I'll be here-- "

Jim Flood: "What I'm saying is, if you take the tower down tomorrow or Thursday, you can't put it back up on Friday. You know, the deed is done, the die is cast. But if Friday you're still talking about and you get served with papers, then you're going to be wondering why you didn't do it on Tuesday. And that's all I'm saying. Thank you very much."

Councilman Kent: "Well, the first day we could possibly take it down is Thursday."

Jim Flood: "Well, I'd be there."

Councilman Kent: "So that's why I think maybe if you come tomorrow we might have some answers for you."

Jim Flood: "Okay, thanks."

Councilman Kent: "Okay. We couldn't take it down sooner than Thursday."

Jim Flood: "Okay."

Supervisor Villeda: "Anybody else want to speak before we go? Thank you for coming."

Meeting adjourned: 11:40 p.m.

*Barbara Grattan*  
*Town Clerk*